



Multnomah County Oregon

Board of Commissioners & Agenda

connecting citizens with information and services

BOARD OF COMMISSIONERS

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MAY 19, 20 & 22, 2008 BOARD MEETINGS FASTLOOK AGENDA ITEMS OF INTEREST

Pg 2	6:00 p.m. Monday Public Budget Hearing
Pg 2	10:00 a.m. Tuesday Budget Work Session
Pg 3	9:30 a.m. Thursday Public Comment
Pg 4	9:30 a.m. Thursday Plan Regarding Use of Deadly Physical Force (Senate Bill 111)
Pg 4	9:55 a.m. Thursday FY 2009 Mt. Hood Cable Regulatory Commission Budget Approval
Pg 4	10:10 a.m. Thursday Establishing Building and Land Use and Other Fees and Charges
Pg 5	10:35 a.m. Thursday Order of Determination Denying Ballot Measure 49 Claim
Pg 5	10:45 a.m. Thursday Ordinance Amending Multnomah County Code & Framework Plan
Pg 5	1:00 p.m. Thursday Budget Work Session

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Thursday, 9:30 AM, (LIVE) Channel 30

Saturday, 10:00 AM, Channel 29

Sunday, 11:00 AM, Channel 30

Tuesday, 8:15 PM, Channel 29

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Monday, May 19, 2008 - 6:00 PM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

BUDGET HEARING

PH-1 Public Hearing on the 2008-2009 Multnomah County Budget. Testimony is limited to three minutes per person. Fill out a speaker form available in the conference room and turn it into the Board Clerk. The conference room will be open one hour prior to the hearing.

CABLE PLAYBACK INFO:

Monday, May 19 - 6:00 PM LIVE Channel 29
Friday, May 23 - 8:00 PM Channel 22
Saturday, May 24 - 2:00 PM Channel 29
Sunday, May 25 - 4:00 PM Channel 29
Tuesday, May 27 - 12:30 PM Channel 30

Tuesday, May 20, 2008 - 10:00 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

BUDGET WORK SESSION

WS-1 Multnomah County 2008-2009 Budget Work Session for Follow Up, Updated Revenue Forecast, General Questions and Amendments. This meeting is open to the public however no public testimony will be taken. 2 HOURS REQUESTED.

CABLE PLAYBACK INFO:

Tuesday, May 20 - 10:00 AM LIVE Channel 29
Saturday, May 24 - 7:00 PM Channel 29
Sunday, May 25 - 11:00 AM Channel 29
Monday, May 26 - 8:00 PM Channel 29

Thursday, May 22, 2008 - 9:30 AM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

REGULAR MEETING

CONSENT CALENDAR - 9:30 AM **NON-DEPARTMENTAL**

- C-1 Appointment of Lenore Bijan, Augusta Hayter, Lorraine Griffey, and Jane Gillespie to the Elders in Action Commission
- C-2 Appointment of Carlene Weldon to the Multnomah County Library Advisory Board

DEPARTMENT OF LIBRARY SERVICES

- C-3 Budget Modification LIB-06 Reclassifying Two 1.0 FTE Library Positions in Outreach Services Division, as Determined by the Class/Comp Unit of Central Human Resources

DEPARTMENT OF COUNTY MANAGEMENT

- C-4 Budget Modification DCM-15 Reclassifying Three Positions in Information Technology and Fleet Services as Determined by the Class/Comp Unit of Central Human Resources

DEPARTMENT OF COUNTY HUMAN SERVICES

- C-5 Budget Modification DCHS-34 Reclassifying a Program Manger 2 to a Public Relations Coordinator as Determined by the Class/Comp Unit of Central Human Resources

REGULAR AGENDA **PUBLIC COMMENT - 9:30 AM**

Opportunity for Public Comment on non-agenda matters. Testimony is limited to three minutes per person. Fill out a speaker form available in the Boardroom and turn it into the Board Clerk.

DISTRICT ATTORNEY'S OFFICE / SHERIFF'S OFFICE - 9:30 AM

R-1 Approval of the Multnomah County Plan Regarding Use of Deadly Physical Force (Senate Bill 111). Presented by Sheriff Bernie Giusto and District Attorney Michael Schrunk. 15 MINUTES REQUESTED.

NON-DEPARTMENTAL - 9:45 AM

R-2 Introducing the 2008 Rose Festival Court and Highlighting Rose Festival Activities in and Around Multnomah County. Presented by Jeff Curtis, Executive Director Portland Rose Festival and Members of the Rose Festival Court. 10 MINUTES REQUESTED.

R-3 RESOLUTION Approving the Mt. Hood Cable Regulatory Commission Budget for Fiscal Year 2008-2009. Presented by Andrea Cano and David C. Olson.

R-4 PUBLIC HEARING and Consideration of a RESOLUTION Establishing Fees and Charges for Chapter 27, Community Services, of the Multnomah County Code and Repealing Resolution No. 07-110

R-5 PUBLIC HEARING and Consideration of a RESOLUTION Establishing Fees and Charges for Chapter 29, Building Regulations, of the Multnomah County Code and Repealing Resolution No. 08-026

R-6 PUBLIC HEARING and Consideration of a RESOLUTION Establishing Fees and Charges for MCC 11.05 Land Use General Provisions, 11.15 Zoning, 11.45 Land Divisions, 37 Administration and Procedures, 38 Columbia River Gorge National Scenic Area, and Repealing Resolutions 07-112 and 07-142

DEPARTMENT OF COUNTY HUMAN SERVICES – 10:20 AM

R-7 Budget Modification DCHS-36 Increasing the Domestic Violence Coordinator's Office Federal/State Appropriation by \$19,957 from a Grant Renewal with the Department of Justice, Office of Juvenile Justice and Delinquency Prevention

R-8 Budget Modification DCHS-38 Increasing Mental Health and Addiction Services Federal/State Appropriation by \$3,579,896 to Reflect State of Oregon Funding Revisions

R-9 Budget Modification DCHS-39 Increasing SUN Services Federal/State Appropriation by \$20,000 in Federal Youth Investment Grant Funding

DEPARTMENT OF COMMUNITY SERVICES – 10:35 AM

R-10 ORDER of Tentative Determination Denying the Ballot Measure 49 Claim Filed by Ray and Virginia Hausler for Property Located at 5514 SW Hewett Boulevard, Multnomah County, Oregon

R-11 First Reading of a Proposed ORDINANCE Amending the Multnomah County Code and Framework Plan Relating to: Alternative Uses of Public School Buildings; Lot of Record Requirements to Correct Unlawfully Divided Parcels; Easement Placement During Land Divisions; Permit Processing Timelines; Biofuel Facilities; and Substandard Lot Size for Public Parks or Conservation

NON-DEPARTMENTAL - 11:00 AM

R-12 2008 Meaningful Care Conference Recap and Committee Members Award of Appreciation. Presented by Commissioner Maria Rojo de Steffey.

Thursday, May 22, 2008 - 1:00 PM
Multnomah Building, First Floor Commissioners Boardroom 100
501 SE Hawthorne Boulevard, Portland

BUDGET WORK SESSION

WS-2 Fiscal Year 2009 Capital Budget Work Session for Multnomah County Facilities and Transportation Programs. This meeting is open to the public however no public testimony will be taken. 2 HOURS REQUESTED.

CABLE PLAYBACK INFO:

Thursday, May 22 - 1:00 PM LIVE Channel 22
Sunday, May 25 - 1:00 PM Channel 29
Tuesday, May 27 - 3:00 PM Channel 30
Friday, May 30 - 9:30 AM Channel 30
Saturday, May 31 - 1:30 PM Channel 29



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 05/22/08
Agenda Item #: C-1
Est. Start Time: 9:30 AM
Date Submitted: 05/14/08

Agenda Title: **Appointment of Lenore Bijan, Augusta Hayter, Lorraine Griffey, and Jane Gillespie to the Elders in Action Commission**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 **Amount of Time Needed:** Consent Agenda
Department: Non-Departmental **Division:** Chair's Office
Contact(s): Ted Wheeler, Tara Bowen-Biggs
Phone: (503)988-3308 **Ext.** 83953 **I/O Address:** 503/600
Presenter(s): N/A

General Information

1. What action are you requesting from the Board?

Recommend board approval of appointments of Lenore Bijan, Augusta Hayter, Lorraine Griffey, and Jane Gillespie to the Elders in Action Commission.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The Chair appoints, with approval of the Board of County Commissioners: 1 consumer from each of the District Advisory Councils (East County, Southwest, Northeast and Southeast, Mid-County); 3 representatives from retired persons organizations; 6 at-large members; 1 consumer representing the disabled. Other members, not appointed by the County Chair include 1 consumer from each of the 4 District Advisory Councils; 1 elected official; 5 representatives from retired persons' organizations; 6 at-large members. Membership includes at least 51% of persons over the age of 60, low income persons, racial minorities and adult disabled, at least proportionate to their numbers county-wide, and persons from urban and rural areas of the County. Members are appointed to 3-year terms. The seniors being requested for approval today have unique backgrounds and interests and will contribute greatly to the work of Elders in Action Commission.

3. Explain the fiscal impact (current year and ongoing).

No fiscal impact.

4. Explain any legal and/or policy issues involved.

No legal and/or policy issues involved.

5. Explain any citizen and/or other government participation that has or will take place.

N/A

Required Signature

Elected Official or
Department/
Agency Director:

TED WHEELER

Date: 5/14/08



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 05/22/08
 Agenda Item #: C-2
 Est. Start Time: 9:30 AM
 Date Submitted: 05/12/08

Agenda Title: Appointment of Carlene Weldon to the Multnomah County Library Advisory Board

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 Amount of Time Needed: Consent Agenda
 Department: Non-Departmental Division: Chair's Office
 Contact(s): Ted Wheeler, Tara Bowen-Biggs
 Phone: (503)988-3308 Ext. 83953 I/O Address: 503/600
 Presenter(s): N/A

General Information

1. What action are you requesting from the Board?

Request the Board approve appointment of Carlene Welson to the Multnomah County Library Advisory Board. The appointment will begin on July 1 2008 and end June 30, 2013.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The Library Advisory Board advises the board of County Commissioners on matters relating to library services, policies and funding. It also serves as the Citizen Budget Advisory Committee for the County's Library Department. There are 17 members including two youth members (between the ages of 13 and 17). Non-youth members are appointed to 4-year terms by the county Chair with approval of the board of County Commissioners. Youth members are appointed to 2-year terms by the County Chair with approval of the Board of County Commissioners. Yvonne Chambers is liaison to the Multnomah County Library Advisory Board.

3. Explain the fiscal impact (current year and ongoing).

No fiscal impact.

4. Explain any legal and/or policy issues involved.

No legal and/or policy issues involved.

5. Explain any citizen and/or other government participation that has or will take place.

N/A

Required Signature

**Elected Official or
Department/
Agency Director:**

TED WHEELER

Date: May 12, 2008



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (long form)

APPROVED : MULTNOMAH COUNTY
 BOARD OF COMMISSIONERS
 AGENDA # C-3 DATE 05-22-08
 DEBORAH L. BOGSTAD, BOARD CLERK

Board Clerk Use Only

Meeting Date: 05/22/08
Agenda Item #: C-3
Est. Start Time: 9:30 AM
Date Submitted: 05/05/08

BUDGET MODIFICATION: LIB-06

Agenda Title: **Budget Modification LIB-06 Reclassifying Two 1.0 FTE Library Positions in Outreach Services Division, as Determined by the Class/Comp Unit of Central Human Resources**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date:	<u>May 22, 2007</u>	Amount of Time Needed:	<u>Not applicable</u>
Department:	<u>Library</u>	Division:	<u>Support Services</u>
Contact(s):	<u>Becky Cobb</u>		
Phone:	<u>503-988-5499</u>	Ext.	<u>85499</u>
		I/O Address:	<u>317/ADM/SUPSV</u>
Presenter(s):	<u>Consent Calendar</u>		

General Information

1. What action are you requesting from the Board?

Request board approval to reclassify two 1.0 FTE library positions.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Reclassification request #958 has been approved by the Class/Comp Unit of Central HR to reclassify position 708595 from Project Manager (6063) to Program Manager 1 (9615).

Reason for Classification Decision:

As a result of a re-organization within Youth Services, responsibility for additional programs has been added to this position. This leadership position works through subordinate supervisory, lead, and professional staff to deliver library services to school-age students, their families, and educators. Essential functions include: determine, administer, and direct School Age Services (SAS) budget, including staffing; plan and direct the staff; coach and collaborate with program supervisor, lead workers, and staff to effectively carry out workgroup goals and provide quality public service;

prioritize partners, programs, and services to maximize programs' effectiveness and efficiency; and serve as an expert in the field of school age literacy. These functions are consistent with those of the Program manager 1 classification.

Reclassification request #970 has been approved by the Class/Comp Unit of Central HR to reclassify position 712023 from Librarian (7222) to Program Development Specialist Sr. (6088).

Reason for Classification Decision:

This position will establish and coordinate the activities of a system-wide adult literacy program for Multnomah County Library and its branches. Essential functions include: develop and recommend policies, procedures, and standards for library literacy services; create and administer program activities; design literacy lab programs; develop outreach strategies to reach target population; develop and coordinate partnerships with community agencies; identify funding resources for literacy activities; and develop curriculum and coordinate workshops for library staff. These functions, and scope of responsibility, are consistent with those of the Program Development Specialist Sr. classification.

3. Explain the fiscal impact (current year and ongoing).

There is no net fiscal impact in the Library Fund for the current fiscal year. Additional costs resulted from the reclassification will be offset by reducing the material & service budget in the corresponding cost centers within the Outreach Services. On an ongoing basis, personnel costs will be about \$12,271 higher.

There is \$53 increase in Fund 3500 for Insurance Reimbursement.

There is \$1,255 decrease in Fund 3501 for Motor Pool Service Reimbursement.

4. Explain any legal and/or policy issues involved.

Local 88 represented employees have a contractual right to appeal and arbitrate the outcome of a reclassification request, which would include Board action to disapprove the request. It is the policy of Multnomah County to make all employment decisions without regard to race, religion, color, national origin, sex, age, marital status, disability, political affiliations, sexual orientation, or any other non-merit factor.

5. Explain any citizen and/or other government participation that has or will take place.

Not applicable.

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer all of the following in detail:

- **What revenue is being changed and why?**

There is no change in revenue.

- **What budgets are increased/decreased?**

In Children & Teen Services Coordination, cost center 804110, Personnel expenditures increases by \$37 and the same amount decreases in Supplies.

In Adult Outreach Services, cost center 804210, Personnel expenditures increases by \$1,255 and the same amount decreases in Internal Service-Motor Pool.

- **What do the changes accomplish?**

The change in classifications more accurately reflects the level and scope of the job duties.

- **Do any personnel actions result from this budget modification? Explain.**

In Children & Teen Services Coordination, position 708595 will be reclassified from Project Manager (6063) to Program Manager 1 (9615).

In Adult Outreach Services, position 712023 will be reclassified from Librarian (7222) to Program Development Specialist Senior (6088).

- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**

There is no change to the indirect as there is no net dollar amount change in expenditure.

- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

Not applicable.

- **If a grant, what period does the grant cover?**

Not applicable.

- **If a grant, when the grant expires, what are funding plans?**

Not applicable.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: LIB-06

Required Signatures

**Elected Official or
Department/
Agency Director:**

Molly Raphael

Date: 05/06/08

Molly Raphael

Budget Analyst:

Michael D. Jaspin

Date: 05/15/08

Mike Jaspin

Department HR:

Leila Wrathall

Date: 05/06/08

Leila Wrathall

Countywide HR:

Date: _____

Budget Modification ID: **LIB-06**

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Program #	Func. Area	Internal Order	Accounting Unit		Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
						Cost Center	WBS Element						
1										0			
2	80-40	1510	80020	70		804110		60000	252,610	252,637	27		Permanent
3	80-40	1510	80020	70		804110		60130	80,195	80,204	9		Salary Related Expense
4	80-40	1510	80020	70		804110		60140	49,058	49,059	1		Insurance Benefits
5	80-40	1510	80020	70		804110		60240	190,600	190,563	(37)	0	Supplies
6										0			
7	80-40	1510	80007	70		804210		60000	348,276	349,208	932		Permanent
8	80-40	1510	80007	70		804210		60130	111,643	111,914	271		Salary Related Expense
9	80-40	1510	80007	70		804210		60140	94,714	94,766	52		Insurance Benefits
10	80-40	1510	80007	70		804210		60410	8,463	7,208	(1,255)	0	IS-Motor Pool
11										0			
12	72-10	3500		20		705210		50316		(53)	(53)		Insurance Revenue
13	72-10	3500		20		705210		60330		53	53	0	Offsetting Expenditure
14										0			
15	72-55	3501		20		904100		50310		1,255	1,255		Budgets receipt of Motor Pool svc. reimbursement
16	72-55	3501		20		904100		60240		(1,255)	(1,255)	0	budgets offsetting expenditure
17										0			
18										0			
19										0			
20										0			
21										0			
22										0			
23										0			
24										0			
25										0			
26										0			
27										0			
28										0			
29										0			
											0	0	Total - Page 1
											0	0	GRAND TOTAL



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (Budget Modification)

APPROVED : MULTNOMAH COUNTY
 BOARD OF COMMISSIONERS
 AGENDA # C-4 DATE 05-22-08
 DEBORAH L. BOGSTAD, BOARD CLERK

Board Clerk Use Only

Meeting Date: 05/22/08
Agenda Item #: C-4
Est. Start Time: 9:30 AM
Date Submitted: 05/08/0/

BUDGET MODIFICATION: DCM – 15

**Budget Modification DCM-15 Reclassifying Three Positions in Information
 Agenda Technology and Fleet Services as Determined by the Class/Comp Unit of Central
 Title: Human Resources**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 **Amount of Time Needed:** Consent
Department: County Management **Division:** Director's Office
Contact(s): Bob Thomas
Phone: (503) 988-4283 **Ext.** 84283 **I/O Address:** 503/531
Presenter(s): Consent

General Information

1. What action are you requesting from the Board?

The department is requesting Board approval of a budget modification reclassifying three positions in Information Technology and Fleet Services, as determined by the Class/Comp Unit of Central Human Resources.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The Department of County Management is asking the Board to approve the reclassifications for the following positions:

Information Technology

Position Title (Old)	Position Title (New)	Position Number	FTE
1. Administrative Services Officer	Budget Analyst	703908	No change
2. Desktop Support Specialist	IT Supervisor	706028, 705375	(0.35) FTE

1. When this position became vacant recently upon the retirement of the incumbent, IT managers redefined the position's duties and requested a review by Class/Comp. Upon review, Central Class/Comp has reclassified the job level of this position from an exempt Administrative Services Officer to the represented Budget Analyst level. This position will no longer be supervising employees and the Budget Analyst level better represents the new duties for this position.

2. Two part time positions are being consolidated (1.35 FTE becoming 1.0 FTE) into one position and reassigned to the Desktop Computing groups and the responsibilities of the position are changing. In its new role, this position will be responsible for planning, organizing, and supervising the day to day activities of the Desktop Computing support team. Class Comp has evaluated the duties of this position and has assigned the level of IT Supervisor to it.

Fleet, Records, Electronics, Distribution & Stores

Position Title (Old)	Position Title (New)	Position Number	FTE
3. Administrative Services Officer	Program Manager 1	703959	No change

3. The incumbent in this position is responsible for managing all County Fleet Service Operations and the County's Motor Pool. In June of 2006, full responsibility for and direct supervision of Fleet Maintenance was added to this position. The Program Manager 1 level typically has responsibility for supervising a small division or section with multiple program areas as well as supervision of exempt supervisors. Central Class Comp agreed that the Program Manager 1 level is a better fit for this position and has reclassified it to that level.

3. Explain the fiscal impact (current year and ongoing).

No overall fiscal impact for the current year, funds are budgeted to cover these changes. Overall personal service savings due to these reclassifications are \$1,670 for FY 2008, with balancing increases in materials and services. Future budget requests will include costs for cost of living or merit increases, as appropriate.

4. Explain any legal and/or policy issues involved.

NA

5. Explain any citizen and/or other government participation that has or will take place.

NA

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer **all** of the following in detail:

- **What revenue is being changed and why?**
Risk Management Fund service reimbursement is decreased by \$590.
- **What budgets are increased/decreased?**
Risk Management Fund is decreased by \$590.
- **What do the changes accomplish?**
Position reclassifications as described in section 2.
- **Do any personnel actions result from this budget modification? Explain.**
Position reclassifications as described in section 2
- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**
Not applicable to this action.
- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**
NA
- **If a grant, what period does the grant cover?**
NA
- **If a grant, when the grant expires, what are funding plans?**
NA

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: DCM - 15

Required Signatures

**Elected Official or
Department/
Agency Director:**

Carol M. Ford

Date: 05/07/08

Budget Analyst:

Debra

Date: 05/07/08

Department HR:

Carl R. Quigg

Date: 05/08/08

Countywide HR:

Sandra J. Busby

Date: 05/07/08

Budget Modification ID: **DCM-15****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with MERLIN.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
				Internal Order	Cost Center	WBS Element						
1	72-60	3503	0020		709000		60000	627,152	624,996	(2,156)		Decrease Permanent
2	72-60	3503	0020		709000		60130	191,228	190,536	(692)		Decrease Salary Related
3	72-60	3503	0020		709000		60140	140,816	140,676	(140)		Decrease Insurance Ben
4	72-60	3503	0020		709000		60240	578,521	581,510	2,989		Increase Supplies
5	72-60	3503	0020		709155		60000	1,624,372	1,634,469	10,097		Decrease Permanent
6	72-60	3503	0020		709155		60130	533,503	536,243	2,740		Decrease Salary Related
7	72-60	3503	0020		709155		60140	362,686	365,275	2,589		Decrease Insurance Ben
8	72-60	3503	0020		709535		60000	499,452	489,412	(10,041)		Increase Permanent
9	72-60	3503	0020		709535		60130	161,879	158,657	(3,222)		Increase Salary Related
10	72-60	3503	0020		709535		60140	118,927	115,773	(3,154)		Increase Insurance Ben
11	72-60	3503	0020		709535		60240	9,603	10,594	991		Increase Supplies
12	72-55	3501	0020		904100		60000	878,781	880,442	1,661		Increase Permanent
13	72-55	3501	0020		904100		60130	277,744	278,277	533		Increase Salary Related
14	72-55	3501	0020		904100		60140	241,605	241,721	116		Increase Insurance Ben
15	72-55	3501	0020		904100		60240	1,936,782	1,934,473	(2,309)		Decrease Supplies
16	72-10	3500	0020		705210		50316		590	590		Decrease Serv Reimb Rev
17	72-10	3500	0020		705210		60330		(590)	(590)		Increase Offsetting Expend
18									0			
19									0			
20									0			
21									0			
22									0			
23									0			
24									0			
25									0			
26									0			
27									0			
28									0			
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MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (long form)

APPROVED : MULTNOMAH COUNTY
 BOARD OF COMMISSIONERS
 AGENDA # C-5 DATE 05-22-08
 DEBORAH L. BOGSTAD, BOARD CLERK

Board Clerk Use Only

Meeting Date: 05/22/08
Agenda Item #: C-5
Est. Start Time: 9:30 AM
Date Submitted: 05/09/08

BUDGET MODIFICATION: DCHS-34

Agenda Title: **Budget Modification DCHS-34 Reclassifying a Program Manger 2 to a Public Relations Coordinator as Determined by the Class/Comp Unit of Central Human Resources**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 **Amount of Time Needed:** Consent Agenda
Department: County Human Services **Division:** Business Services
Contact(s): Kathy Tinkle
Phone: 988-3691 **Ext.** 26858 **I/O Address:** 167/620
Presenter(s): Consent Agenda

General Information

1. What action are you requesting from the Board?

The Department of County Human Services recommends approval of budget modification DCHS-34 reclassifying a Program Manager 2 position to a Public Relations Coordinator position.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

This modification reflects a Class/comp decision on a reclassification request initiated by management. Class/comp reviewed the submitted job duties and description and concluded that a Public Relations Coordinator was the best fit for the position.

The position responsibilities include planning, organizing, and supporting the Department Director in the internal and external development, coordination, and implementation of human services policy and communication for the department. Essential functions include: draft, manage, coordinate internal and external communications, monitor legislative and local, and Federal/State policy issues; perform operational policy and fiscal analysis; serve as a key liaison to County Commissioners and/or the media, general public as needed. This action impacts program offer 25003 Contracts.

3. Explain the fiscal impact (current year and ongoing).

This reclassification decreases personnel costs by \$2,503 (\$14,722 annualized) offset with a like increase in supply expense. The pay scale range for a Public Relations Coordinator is (\$61,093 - \$85,529) while the pay scale for a Program Manager 2 is (\$61,093 - \$94,326). Personnel costs will decrease over time, as the pay scale for the Public Relations Coordinator is lower than a Program Manger 2.

Service Reimbursement to the Risk Fund decreases by \$90.

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a Budget Modification, please answer all of the following in detail:

- What revenue is being changed and why?

N/A

- What budgets are increased/decreased?

Risk Fund decreases by \$90

- What do the changes accomplish?

Approval of a classification decision from Human Resources Class/Comp unit that best reflect the functions and responsibilities of this position.

- Do any personnel actions result from this budget modification? Explain.

Reclassification of a Program Manager 2 position to a Public Relations Coordinator position.

- How will the county indirect, central finance and human resources and departmental overhead costs be covered?

N/A

- Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?

N/A

- If a grant, what period does the grant cover?

N/A

- If a grant, when the grant expires, what are funding plans?

N/A

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: DCHS-34

Required Signatures

**Elected Official or
Department/
Agency Director:**

Patricia Ann Lee Joanne Sullivan **Date:** *5/8/08*

Budget Analyst:

[Signature] **Date:** *5-9-08*

Department HR:

Paula Brunt **Date:** *5/09/08*

Countywide HR:

_____ **Date:** _____

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
1	26-10	3002	25003	520			CHSBS.CNT.OHPXIX	60000	137,849	137,550	(299)		Permanent
2	26-10	3002	25003	520			CHSBS.CNT.OHPXIX	60130	43,226	43,042	(184)		Salary Related
3	26-10	3002	25003	520			CHSBS.CNT.OHPXIX	60140	32,980	32,962	(18)		Insurance
4	26-10	3002	25003	520			CHSBS.CNT.OHPXIX	60240	0	501	501		Supplies
5													
6	26-10	80001	25003	40			CHSBS.CNT.LA	60000	77,413	77,234	(179)		Permanent
7	26-10	80001	25003	40			CHSBS.CNT.LA	60130	24,275	24,165	(110)		Salary Related
8	26-10	80001	25003	40			CHSBS.CNT.LA	60140	18,521	18,510	(11)		Insurance
9	26-10	80001	25003	40			CHSBS.CNT.LA	60240	5,916	6,216	300		Supplies
10													
11	26-10	1000	25003	40			CHSBS.CNT.CGF	60000	452,124	451,107	(1,017)		Permanent
12	26-10	1000	25003	40			CHSBS.CNT.CGF	60130	141,758	141,134	(624)		Salary Related
13	26-10	1000	25003	40			CHSBS.CNT.CGF	60140	108,603	108,542	(61)		Insurance
14	26-10	1000	25003	40			CHSBS.CNT.CGF	60240	0	1,702	1,702		Supplies
15													
16	72-10	3500				705210		50316		90	90		Svc Reim to Risk
17	72-10	3500				705210		60300		(90)	(90)		Claims Paid
18													
19													
20													
21													
22													
23													
24													
25													
26													
27													
28													
29													
											0	0	Total - Page 1
											0	0	GRAND TOTAL

ANNUALIZED PERSONNEL CHANGE

Change on a full year basis even though this action affects only a part of the fiscal year (FY).

							ANNUALIZED			
Fund	Job #	HR Org	CC/WBS/IO	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
1505	9360	63197		Progr Mgr 2	711892	(1.00)	(94,326)	(30,269)	(15,665)	(140,260)
1505	9790	63197		Public Relations Cord	711892	1.00	85,529	24,872	15,137	125,538
										0
										0
										0
										0
										0
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										0
TOTAL ANNUALIZED CHANGES						0.00	(8,797)	(5,397)	(528)	(14,722)

CURRENT YEAR PERSONNEL DOLLAR CHANGE

Calculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this Bud Mod.

							CURRENT YEAR			
Fund	Job #	HR Org	CC/WBS/IO	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
1505	9360	63197		Progr Mgr 2	711892	(0.17)	(16,035)	(5,146)	(2,663)	(23,844)
1505	9790	63197		Public Relations Cord	711892	0.17	14,540	4,228	2,573	21,341
										0
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TOTAL CURRENT FY CHANGES						0.00	(1,495)	(918)	(90)	(2,503)

MULTNOMAH COUNTY BOARD OF COMMISSIONERS
PUBLIC TESTIMONY SIGN-UP

Please complete this form and return to the Board Clerk
This form is a public record

MEETING DATE: 05.22.08
SUBJECT: Bradley angle house
Discrimination policies
AGENDA NUMBER OR TOPIC: Public Comment

FOR: _____ AGAINST: _____ THE ABOVE AGENDA ITEM
NAME: Lisa/Lee Tacorzi

ADDRESS: _____

CITY/STATE/ZIP: _____

PHONE: _____ DAYS: Tuesday EMAIL: lisatacorzi@yahoo.com

EMAIL: _____ FAX: _____

SPECIFIC ISSUE: Not a Good Queer

WRITTEN TESTIMONY: _____

IF YOU WISH TO ADDRESS THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Address the County Commissioners from the presenter table microphones. Please limit your comments to **3 minutes**.
3. State your name for the official record.
4. If written documentation is presented, please furnish one copy to the Board Clerk.

IF YOU WISH TO SUBMIT WRITTEN COMMENTS TO THE BOARD:

1. Please complete this form and return to the Board Clerk.
2. Written testimony will be entered into the official record.



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 05/22/08
 Agenda Item #: R-1
 Est. Start Time: 9:30 AM
 Date Submitted: 05/14/08

Agenda Title: Approval of the Multnomah County Plan Regarding Use of Deadly Physical Force (Senate Bill 111)

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 **Amount of Time Needed:** 10-15 minutes
Department: Sheriff's Office and District Attorney's Office **Division:** Executive Office
Contact(s): Christine Kirk
Phone: 503.988.4301 **Ext.** 84301 **I/O Address:** 503/350/kirk
Presenter(s): Sheriff Bernie Giusto and District Attorney Michael Schrunk

General Information

1. What action are you requesting from the Board?

Approval of the Multnomah County, Plan Regarding Use of Deadly Physical Force (SB 111).

In 2007 SB111 was passed by legislature and required all 36 counties to develop and submit to the Attorney General a plan relating to the use, investigation and aftermath of the use of deadly physical force. The plan must be approved by 2/3 of the governing body of each jurisdiction that "maintains a law enforcement unit."

Attached is the Multnomah County Plan Regarding Use of Deadly Physical Force (SB 111). The Plan and its attachments (agency policies, intergovernmental agreements and governing body approvals) will be submitted to the Attorney General.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The use of deadly physical force by law enforcement personnel is a matter of critical concern to the law enforcement agencies and the communities and citizens they serve. Law enforcement is entrusted by the citizens of Oregon with the authority and responsibility to lawfully use deadly physical force to protect themselves or others. The use of deadly physical force that results in a death significantly impacts citizens, communities, police agencies and the involved officers. The purpose of this plan is to promote a common, respectful understanding of these impacts through interaction and communication; to provide a framework for a consistent response to law enforcement use of deadly force that treats all people affected by the event fairly; and to promote public confidence in law enforcement and the criminal justice system.

The 2007 Oregon Legislative Assembly passed SB 111 relating to the use of physical force by police officers employed by state and local law enforcement agencies. SB 111 requires each county in the state to develop, approve and submit to the state a plan relating to deadly physical force.

SB 111 created in each county a deadly physical force planning authority which is charged with developing the plan. The planning authority is required to submit the county plan to each governing body that maintains a law enforcement agency. Membership of the Multnomah County Deadly Physical Force Planning Committee is listed on page 5 of the attached, Multnomah County Plan Regarding Use of Deadly Physical Force (SB 111). The plan must be approved by at least two thirds of those governing bodies.

Because Multnomah County maintains a law enforcement agency the plan must come to the Board of County Commissioners for approval. Also, SB 111 and the Plan pertain to the District Attorney's Office.

3. Explain the fiscal impact (current year and ongoing).

Although not significant in fiscal impact, an important change of SB 111 is that it requires an "involved officer" to attend two meetings with a mental health professional following an incident and for the agency to pay for those visits.

4. Explain any legal and/or policy issues involved.

SB111 requires the Planning Authority to review police agencies deadly use of force policies for compliance with SB 111. Specific details of the requirement of SB 111 and the Multnomah County Deadly Physical Force Planning Authority are listed in the attached, starting on page 8.

The Multnomah County Sheriff's Office policies have been reviewed and changed to reflect the specific requirements of SB 111.

Existing Intergovernmental Agreements around interagency task forces and assistance during major incidents pertain to SB 111 as it requires at least one member of the investigating team be a member of another agency. Pertinent IGA's are listed on page 10 of the attached.

5. Explain any citizen and/or other government participation that has or will take place.

The Multnomah County Deadly Physical Force Planning Authority has held several informal citizen meetings and public hearings on the plan. SB 111 requires public hearings and for there to be a representative of the public as a member of the Planning Authority.

The Planning Authority wishes to thank the following community members for their thoughtful input and contributions to this plan.

Geri Washington: Oregon Action; Mireaya Medina: Oregon Action; Marc Jolin: JOIN; Liesbeth Gerritsen: Portland Police Bureau Crisis/Trauma Intervention Program (TIP); Bishop A.A. Wells: Emanuel Temple Church, Albina Ministerial Alliance; Pastor Robin Wisner: Albina Ministerial Alliance; Sadie Feibel: Latino Network; and Anabertah Alvarado: Latino Network.

Jurisdictions with a law enforcement unit will be presented the plan during a voting session of their governing body. The City of Gresham has already adopted the plan and the Port of Portland is scheduled to hear it on May 14. Tentative dates for other cities are: Fairview - May 21; Troutdale - May 27; and Portland - June 4.

Required Signature

Elected Official or
Department/
Agency Director:



Date: May 13, 2008

MULTNOMAH COUNTY, OREGON

PLAN REGARDING USE OF

DEADLY PHYSICAL FORCE

[Senate Bill 111]

ARTICLE I PREAMBLE

The use of deadly physical force by law enforcement personnel is a matter of critical concern to law enforcement agencies and the communities and citizens they serve. Law enforcement is entrusted by the citizens of Oregon with the authority and responsibility to lawfully use deadly physical force to protect themselves or others. The use of deadly physical force that results in a death significantly impacts citizens, communities, police agencies and the involved officers. The purpose of this plan is to promote a common, respectful understanding of these impacts through interaction and communication; to provide a framework for a consistent response to law enforcement use of deadly force that treats all people affected by the event fairly; and to promote public confidence in law enforcement and the criminal justice system.

The 2007 Oregon Legislative Assembly passed Senate Bill 111 (Appendix A) relating to the use of physical force by police officers employed by state and local law enforcement agencies. SB 111 requires each county in the state to develop, approve and submit to the state a plan relating to deadly physical force.

SB 111 created in each county a deadly physical force planning authority which is charged with developing the plan. The planning authority is required to submit the county plan to each governing body that maintains a law enforcement agency. The plan must be approved by at least two thirds of those governing bodies. If the plan is approved by two thirds of the governing bodies, the planning authority must submit the approved plan to the state's Attorney General, who shall periodically publish all approved plans.

This document constitutes the deadly physical force plan developed and approved by at least two-thirds of the governing bodies in Multnomah County that maintain a law enforcement agency.

The Multnomah County Deadly Physical Force Planning Authority wishes to thank the following community members for their thoughtful input and contributions to this plan:

Geri Washington: Oregon Action

Mireaya Medina: Oregon Action

Dan Handelman: Portland Cop Watch

Marc Jolin : JOIN

Liesbeth Gerritsen: Portland Police Bureau Crisis Intervention Team

June Vining: City of Portland Crisis/Trauma Intervention Program (TIP)

Bishop A.A. Wells: Emanuel Temple Church, Albina Ministerial Alliance

Pastor Robin Wisner: Albina Ministerial Alliance

Sadie Feibel: Latino Network

Anabertah Alvarado: Latino Network

ARTICLE II DEFINITIONS

Section 1. Definitions

As used in this plan:

“Deadly physical force” means physical force that under the circumstances in which it is used is readily capable of causing death or serious physical injury.

“Employ” when used in the context of the relationship between a law enforcement agency and a police officer, includes the assignment of law enforcement duties on a volunteer basis to a reserve officer.

“Involved officer” means:

(a) A police officer whose official conduct, or official order to use deadly physical force, was a cause in fact of the death of a person. As used in this paragraph, “order to use deadly physical force” means an order issued to another officer to use deadly physical force in a specific incident or an order or directive establishing rules of engagement for the use of deadly physical force for a specific incident.

(b) A police officer whose official conduct was not a cause in fact of the death of a person but whose official involvement in an incident in which the use of deadly physical force by a police officer resulted in the death of a person:

(A) Began before or during the use of the deadly physical force; and

(B) Was reasonably likely to have exposed the police officer to greater stresses or trauma than other police officers experienced as a result of their involvement in the incident before or during the use of the deadly physical force.

“Law enforcement agency” means the Department of State Police, the Department of Justice, a district attorney, a political subdivision of the State of Oregon and a municipal corporation of the State of Oregon, that maintains a law enforcement unit as defined in ORS 181.610 (12)(a)(A).

“Physical force” includes, but is not limited to, the use of an electrical stun gun, tear gas or chemical agent.

“Physical Injury” means impairment of physical condition or substantial pain.

“Plan” means this document.

“Planning Authority” means the deadly physical force planning authority established by section 2 (1) of SB 111 and defined in Article III of this plan.

“Police officer” means a person who is:

(a) A police officer or reserve officer as defined in ORS 181.610; and

(b) employed by a law enforcement agency to enforce the criminal laws of this state.

“Serious physical injury” means physical injury which creates a substantial risk of death or which causes serious and protracted disfigurement, protracted impairment of health or protracted loss or impairment of the function of any bodily organ.

ARTICLE III PLANNING AUTHORITY

Section 1. Membership

Multnomah County's deadly physical force planning authority shall consist of the following members:

- The Multnomah County District Attorney or designee;
- The Multnomah County Sheriff or designee;
- A nonmanagement police officer selected by the district attorney and sheriff from among candidates nominated by the unions representing police officers within the county.
- A police chief selected by the police chiefs within the county;
- A representative of the public selected by the district attorney and sheriff. The person selected under this paragraph may not be employed by a law enforcement agency.
- A representative of the Oregon State Police selected by the Superintendent of State Police.

Multnomah County's 2007-2008 deadly physical force planning authority members are:

- Don Rees, Senior Deputy District Attorney – District Attorney designee; co-chair
- Lt. Bruce McCain – Multnomah County Sheriff designee; co-chair
- Robert King, Portland Police Bureau – nonmanagement police officer
- Chief Phillip Klahn, Port of Portland Police Department – police chief
- Sam Sachs – public representative
- Lt. Richard Evans – Oregon State Police representative

Section 2. Release of Nonmanagement Police Officer

The law enforcement agency that employs the nonmanagement police officer selected by the district attorney and sheriff shall release the officer from other duties for at least 16 hours per year to enable the officer to serve on the planning authority. The agency shall compensate the officer at the officer's regular hourly wage while the officer is engaged in planning authority activities.

Section 3. Plan Development

(1) The planning authority shall develop a plan consisting of the following:

(a) An element dealing with education, outreach and training regarding the use of deadly physical force for police officers, attorneys employed by state or local government within the county and members of the community.

(b) An element dealing with the immediate aftermath of an incident in which a police officer used deadly physical force.

(c) An element dealing with the investigation of an incident in which a police officer used deadly physical force.

(d) An element dealing with the exercise of district attorney discretion to resolve issues of potential criminal responsibility resulting from a police officer's use of deadly physical force.

(e) An element dealing with collecting information regarding a police officer's use of deadly physical force, debriefing after an incident in which a police officer used deadly physical force and revising a plan developed under this subsection based on experience.

(f) An estimate of the fiscal impact on the law enforcement agencies to which the plan applies of each element described in paragraphs (a) to (e) of this section.

(2) The Planning Authority may consult with anyone the planning authority determines may be helpful in carrying out its responsibilities.

Section 4. Public Hearing Required

The planning authority shall conduct at least three public hearings in three different county locations at times and places which are calculated to allow the greatest amount of public input before submitting the plan, or a revision of the plan, to the governing bodies in the county under section 5 of this Article.

Section 5. Submission of Plan to Governing Bodies

The planning authority shall submit the plan developed under section 1 of this Article, and revisions of the plan, to the governing body of each law enforcement agency within the county as defined in Article IV of this plan. A governing body shall approve or disapprove the plan submitted to it under this section within 60 days after receiving the plan. The governing body may not amend the plan. If the plan is not approved by at least two-thirds of the governing bodies to which the plan is submitted, the planning authority shall develop and submit a revised plan.

Section 6. Submission of Plan to Attorney General

If the plan is approved by at least two-thirds of the governing bodies to which the plan is submitted, the planning authority shall submit the approved plan to the Attorney General. If the Attorney General approves the plan:

(a) Each law enforcement agency within the county is subject to the provisions of the plan; and

(b) Each law enforcement agency subject to the plan is entitled to grants as provided in section 4 of SB 111.

If the plan is not approved by the Attorney General, the planning authority shall develop and submit a revised plan.

Section 7. Subsequent Plan Revisions

The planning authority shall meet at least annually to review and discuss this plan. Law enforcement agencies subject to this plan shall submit to the planning authority a copy of any changes made to the agency's policy relating to use and investigation of deadly physical force. If the planning authority amends or revises the existing plan, such amendments and revisions shall be submitted for approval as provided by SB 111.

ARTICLE IV PARTICIPATING JURISDICTIONS & AGENCIES

Section 1. Governing Bodies

The planning authority shall submit the plan, and revisions of the plan, to the governing body of each law enforcement agency within Multnomah County except for the Department of State Police and the Department of Justice.

The governing bodies to which the plan shall be submitted are:

- City of Portland – City Council
- City of Gresham – City Council
- City of Troutdale – City Council
- City of Fairview – City Council
- Port of Portland – Commission
- Multnomah County – Board of County Commissioners

Section 2. Law Enforcement Agencies

Law enforcement agencies subject to the terms and conditions of the plan are:

- Portland Police Bureau (PPB)
- Gresham Police Department (GPD)
- Troutdale Police Department (TPD)
- Fairview Police Department (FPD)
- Port of Portland Police Department (PORT)
- Multnomah County Sheriff's Office (MCSO)
- Oregon State Police (OSP)

ARTICLE V EDUCATION, OUTREACH and TRAINING

Section 1. SB 111 Requirements

The plan shall contain an element dealing with education, outreach and training regarding the use of deadly physical force for police officers, attorneys employed by state or local government within the county and members of the community.

Section 2. SB 111 Compliance

Outreach programs for both members of law enforcement and community members will be developed and coordinated by the member agencies represented by the planning authority. These programs will be designed to facilitate listening and improved understanding of the social and legal issues surrounding the use of deadly force by police. These programs will be inclusive and will invite dialogue between participants. Programs may include, but will not be limited to, informal gatherings, meetings, listening sessions, scenario based training and multi-media presentations. Culturally specific programs will be developed to address particular needs.

Police training will be supplemented in Multnomah County through a roll call training program which may include perspectives from members of the community. Such training will be in addition to all currently required training and basic certification standards required by law and by member agencies regarding the use of deadly force.

The Multnomah County District Attorney's Office will conduct an annual continuing legal education program (CLE) addressing both the legal and societal issues surrounding police use of deadly force. This training program will be developed with the assistance and input of planning authority member agencies. Instructors will include community members as well as members of law enforcement and government attorneys. This training will address legal perspectives, law enforcement issues and community concerns related to police use of deadly force. This program will be in addition to any training currently provided to deputy district attorneys regarding use of force issues.

ARTICLE VI IMMEDIATE AFTERMATH

Section 1. SB 111 Requirements

(1) For each involved officer employed by a law enforcement agency, the law enforcement agency shall pay the costs of at least two sessions with a mental health professional that are attended by the officer. The sessions must be held within six months after the incident in which the officer was involved.

(2) An involved officer shall attend at least one of the sessions described in section 1(1) of this article.

(3) Sessions with a mental health professional under this subsection may not be substituted for a fitness for duty examination required or requested as a condition of employment by the law enforcement agency that employs the involved officer.

(4) For at least 72 hours immediately following an incident in which the use of deadly physical force by a police officer resulted in the death of a person, a law enforcement agency may not return an involved officer to duties that might place the officer in a situation in which the officer has to use deadly physical force. A law enforcement agency may not reduce an involved officer's pay or benefits as a result of the law enforcement agency's compliance with this subsection. Notwithstanding section 4 (1) of SB 111, a personnel cost incurred in complying with this subsection by a law enforcement agency employing 40 or fewer police officers is an expense for purposes of section 4 of SB 111.

Section 2. SB 111 Compliance

(1) To ensure compliance with the requirements of SB 111 relating to the immediate aftermath of the use of deadly physical force, the planning authority shall review the policy of each participating law enforcement agency relating to deadly physical force.

(2) The planning authority shall notify the law enforcement agency if its policy meets or fails to meet the requirements listed in section 1 of this article.

(3) If the law enforcement agency's policy fails to meet the requirements listed in section 1 of this article, the planning authority shall list the deficiencies in its notice to the law enforcement agency.

ARTICLE VII DEADLY PHYSICAL FORCE INVESTIGATIONS

Section 1. SB 111 Requirements

(1) A law enforcement agency employing an involved officer shall include at least one police officer from a different law enforcement agency in the investigation of the incident in which the involved officer was involved.

(2) The failure of a law enforcement agency to comply with section (1) of this section is not grounds for suppressing evidence obtained in the investigation.

Section 2. SB 111 Compliance

(1) To ensure compliance with the requirements of SB 111 relating to the investigation of the use of deadly physical force, the planning authority shall review the policy of each participating law enforcement agency relating to deadly physical force.

(2) The planning authority shall notify the law enforcement agency if its policy meets or fails to meet the requirements listed in section 1 of this article.

(3) If the law enforcement agency's policy fails to meet the requirements listed in section 1 of this article, the planning authority shall list the deficiencies in its notice to the law enforcement agency.

Section 3. Intergovernmental Agreements

(1) The planning authority recognizes the some participating jurisdictions have already entered into intergovernmental agreements relating to multi-agency investigations of the use of deadly physical force.

(2) Such multi-agency intergovernmental agreements include, but are not limited to:

- *East Multnomah County Major Crimes Team Inter-Agency Investigative Protocol* (Parties are OSP, Gresham PD, Troutdale PD, Fairview PD, MCSO, MCDA)
- *Memorandum of Understanding between the Portland Police Bureau and East Major Crimes Team in the Investigation of Officer Involved Use of Deadly Force* (Parties are PPB, OSP, Gresham PD, Troutdale PD, Fairview PD, MCSO, MCDA, Mult. County Medical Examiner's Office)
- *Intergovernmental Agreement re: Jurisdiction, Mutual Aid and Major Crimes Investigations* (Parties are City of Portland and the Port of Portland)

ARTICLE VIII DISTRICT ATTORNEY DISCRETION

Section 1. SB 111 Requirements

The plan must contain an element dealing with the exercise of district attorney discretion to resolve issues of potential criminal responsibility resulting from a police officer's use of deadly physical force.

Section 2. SB 111 Compliance

The grand jury will review all cases involving a law enforcement officer's use of deadly physical force that results in death, serious physical injury or physical injury to another and cases where the use of physical force results in death or serious physical injury unless, in the discretion of the District Attorney, it is determined that grand jury review is unwarranted.

ARTICLE IX INFORMATION COLLECTION

Section 1. SB 111 Requirements

(1) A law enforcement agency shall collect at least the following information relating to incidents in which a police officer's use of deadly physical force resulted in the death of a person:

- (A) The name, gender, race, ethnicity and age of the decedent.
- (B) The date, time and location of the incident.
- (C) A brief description of the circumstances surrounding the incident.

(2) A law enforcement agency shall promptly submit the information collected under subsection (1) of this section to the Department of Justice.

Section 2. SB 111 Compliance

(1) To ensure compliance with the requirements of SB 111 relating to the collection of information relating to the use of deadly physical force that resulted in the death of a person, the planning authority shall review the policy of each participating law enforcement agency relating to deadly physical force.

(2) The planning authority shall notify the law enforcement agency if its policy meets or fails to meet the requirements listed in section 1 of this article.

(3) If the law enforcement agency's policy fails to meet the requirements listed in section 1 of this article, the planning authority shall list the deficiencies in its notice to the law enforcement agency.

ARTICLE X FISCAL IMPACT

Section 1. SB 111 Requirements

The planning authority shall compile an estimate of the fiscal impact on the law enforcement agencies to which the plan applies of each element described in articles V through IX herein.

Section 2. SB 111 Compliance

(1) The planning authority shall request each law enforcement agency to which the plan applies to identify and report to the planning authority the fiscal impact on the law enforcement agency of each element described in articles V through IX herein.

(2) Following the end of each fiscal year, the planning authority shall publish a report estimating the fiscal impact on the law enforcement agencies to which the plan applies of each element described in articles V through IX herein.

LIST OF APPENDICES

Appendix A – Senate Bill 111 (Enrolled)

Agency Use of Force Policies

Appendix B – Multnomah County Sheriff's Office

Appendix C – Portland Police Bureau

Appendix D – Gresham Police Department

Appendix E – Troutdale Police Department

Appendix F – Fairview Police Department

Appendix G – Port of Portland Police Department

Appendix H – Oregon State Police

Intergovernmental Agreements

Appendix I – East Mult. County Major Crimes Team Inter-Agency Investigative Protocol

Appendix J – MOU between Portland Police Bureau & East County Major Crimes Team

Appendix K – IGA between Portland Police Bureau & Port of Portland Police Dept.

Governing Body Approvals

Appendix L – Multnomah County

Appendix M – City of Portland

Appendix N – City of Gresham

Appendix O – City of Troutdale

Appendix P – City of Fairview

Appendix Q – Port of Portland



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 05/22/08
Agenda Item #: R-2
Est. Start Time: 9:45 AM
Date Submitted: 05/14/08

Agenda Title: **Introducing the 2008 Rose Festival Court and Highlighting Rose Festival Activities in and Around Multnomah County**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 **Amount of Time Needed:** 5 mins
Department: Non-Departmental **Division:** Chair's Office
Contact(s): Tara Bowen-Biggs
Phone: (503) 988-3953 **Ext.** 83953 **I/O Address:** 503/600
Presenter(s): Jeff Curtis , Executive Director Portland Rose Festival, Members of the Rose Festival Court

General Information

1. What action are you requesting from the Board?

Welcome members of the 2008 Rose Festival Court and hear Highlights of Activities in and around Multnomah County.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

2008 marks the 101st year of the Portland Rose Festival Celebration. This event brings visitors from around the state, the nation and the world to Portland and Multnomah County, creating an opportunity for this community to showcase its unique people and the qualities that make our region special. The Rose Festival is attended by over 2 million people, generating approximately \$80 million dollars for the region's economy. One component of the festival is the selection of the Rose Court, 14 outstanding young women who are selected by their peers to represent their respective high schools. Each court member represents her school through out the months of May and June at various events throughout the community.

3. Explain the fiscal impact (current year and ongoing).

None.

4. Explain any legal and/or policy issues involved.

None.

5. Explain any citizen and/or other government participation that has or will take place.

None.

Required Signature

Elected Official or
Department/
Agency Director:

TED WHEELER

Date: 05/10/08

BOGSTAD Deborah L

From: BOWEN-BIGGS Tara C
Sent: Wednesday, May 21, 2008 3:31 PM
To: BOGSTAD Deborah L
Subject: This Just in

Presenting at tomorrow's board meeting for R-2:
Meredith Park (not Jeff Curtis) and members of the 2008 Rose Festival Court

Tara Bowen-Biggs
Staff Assistant
Multnomah County Chair Ted Wheeler
501 SE Hawthorne, Suite 600
Portland, OR 97214
ph. (503)988-3953
fax (503)988-3093
tara.c.bowen-biggs@co.multnomah.or.us



**MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST**

Board Clerk Use Only

Meeting Date: 05/22/08
 Agenda Item #: R-3
 Est. Start Time: 9:55AM
 Date Submitted: 05/01/08

Agenda Title: RESOLUTION Approving the Mt. Hood Cable Regulatory Commission Budget for Fiscal Year 2008-2009

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Date Requested:	<u>May 22, 2008</u>	Time Requested:	<u>10 mins</u>
Department:	<u>Non-Departmental</u>	Division:	<u>Commissioner Lonnie Roberts</u>
Contact(s):	<u>David C. Olson</u>		
Phone:	<u>503.823.4188</u>	Ext.	<u>503.823.4188</u>
Presenter(s):	<u>I/O Address: 106/1305</u>		
	<u>Andrea Cano & David C. Olson</u>		

General Information

1. **What action are you requesting from the Board?**
 Adopt Resolution Approving MHCRC FY2008-2009 Budget.
2. **Please provide sufficient background information for the Board and the public to understand this issue.**
 MHCRC is made up of the cities of Fairview, Gresham, Portland, Wood Village, Troutdale and Multnomah County (Jurisdictions). Its mission is to:
 - Advocate for and protect the public interest in the regulation and development of cable communications systems;
 - Monitor and help resolve cable subscriber concerns; and
 - Facilitate the planning and implementation of community uses of cable communication technologies that make use of the public right of way.

3. Explain the fiscal impact (current year and ongoing).

\$14,042	for staffing the MHCRC
\$28,824	in funding for Multnomah Community Television (MCTV)
\$33,309	In funding for Portland Community Media (PCM)
\$76,175	Total

The estimated franchise fee revenue to Multnomah County's general fund is approximately \$27,380 during FY 2008-2009.

4. Explain any legal and/or policy issues involved.

None.

5. Explain any citizen and/or other government participation that has or will take place.

MHCRC must obtain budget approval from all participating jurisdictions.

Required Signature

**Department/
Agency Director:**



Date: 04/30/08

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Approving the Mt. Hood Cable Regulatory Commission Budget for Fiscal Year 2008-2009

The Multnomah County Board of Commissioners Finds:

- a. The Mt. Hood Cable Regulatory Commission (MHCRC) was formed by Multnomah County and the cities of Fairview, Gresham, Portland, Troutdale and Wood Village (Cities) to advocate for and protect the public interest in the regulation and development of cable communication systems.
- b. The MHCRC has approved a budget for Fiscal Year 2008-2009 and forwarded this budget to Multnomah County and the Cities for approval.

The Multnomah County Board of Commissioners Resolves:

1. The Mt. Hood Cable Regulatory Commission budget for Fiscal Year 2008-2009 is approved.

ADOPTED this 22nd day of May 2008.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
John Thomas, Deputy County Attorney

SUBMITTED BY:
Commissioner Lonnie Roberts

BOGSTAD Deborah L

From: Justice, Carol [cjustice@ci.portland.or.us]
Sent: Wednesday, April 30, 2008 1:15 PM
To: BOGSTAD Deborah L
Cc: Gibbons, Rebecca
Subject: Agenda Item for 5/22 - MHCRC 08-09 Budget

Hi Deb,

Please find attached electronic copies of the Agenda Placement Request, the Resolution Form, and the 08-09 Proposed Budget for MHCRC.

Six hard copies of the budget have also been sent to you via USPS mail. Feel free to call if you have questions.

Thank you,

Carol S Justice

Office Support Specialist
Office of Cable Communications & Franchise Management
Mt Hood Cable Regulatory Commission
1120 SW 5th, #1305 ♦ Portland, OR 97204
503.823.2005 ♦ Fax 503.823.5370
cjustice@ci.portland.or.us ♦ Interoffice 106/1305
www.portlandonline.com/cable
www.mhcrc.org

To help ensure equal access to City programs, services, and activities the City of Portland will reasonably modify policies/procedures and provide auxiliary aids/services to persons with disabilities. Call 503-823-2036 or 503-823-4000 with such requests.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 08-063

Approving the Mt. Hood Cable Regulatory Commission Budget for Fiscal Year 2008-2009.

The Multnomah County Board of Commissioners Finds:

- a. The Mt. Hood Cable Regulatory Commission (MHCRC) was formed by Multnomah County and the cities of Fairview, Gresham, Portland, Troutdale and Wood Village (Cities) to advocate for and protect the public interest in the regulation and development of cable communication systems.
- b. The MHCRC has approved a budget for Fiscal Year 2008-2009 and forwarded this budget to Multnomah County and the Cities for approval.

The Multnomah County Board of Commissioners Resolves:

1. The Mt. Hood Cable Regulatory Commission budget for Fiscal Year 2008-2009 is approved.

ADOPTED this 22nd day of May 2008.

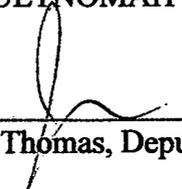


BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
John Thomas, Deputy County Attorney

SUBMITTED BY:
Commissioner Lonnie Roberts

MT. HOOD CABLE REGULATORY COMMISSION

Representing:

City of Portland
City of Fairview

City of Gresham
City of Wood Village

City of Troutdale
Multnomah County

Commission Members

Norman Thomas, Commission Chair

Alan Alexander III

Andrea Cano

Tim Clark

Sue Dicile

Rich Goheen

Bill June

Stan Saunders

**PROPOSED BUDGET
FISCAL YEAR 2008-09**

Commission Approved: April 21, 2008

Director: David C. Olson

503 823 5385

www.mhcr.org

MT. HOOD CABLE REGULATORY COMMISSION
FY 2008-09 PROPOSED BUDGET

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MT. HOOD CABLE REGULATORY COMMISSION

OVERVIEW

The Mt. Hood Cable Regulatory Commission (MHCRC or Commission) was created by Multnomah County and the cities of Fairview, Gresham, Portland, Troutdale and Wood Village for the purposes of:

- **Advocating for and protecting the public interest in the regulation and development of cable communications systems;**
- **Monitoring and helping resolve cable subscribers' concerns; and,**
- **Facilitating the planning and implementation of community uses of cable communication technologies.**

Each Jurisdiction appoints citizen representatives to the Commission. Over the past year, these appointees have committed hundreds of volunteer hours to fulfill the Commission's mission and to serve the Jurisdictions. They attended approximately 10 Commission meetings and numerous committee meetings, kept abreast of issues of concern to their Jurisdictions, presented information at city council and county commission meetings, and served as liaisons to Portland Community Media (PCM) and MetroEast Community Media (MetroEast).

The Commission contracts for staff through a services agreement with the City of Portland. The Commission funds an equivalent of 3.8 full-time staff positions plus related materials, services and overhead. Each member Jurisdiction provides a portion of its franchise fees from cable services providers to annually fund Commission operational expenses.

2007 ACCOMPLISHMENTS

Conducted Franchise Compliance to Protect the Jurisdictions' and Consumers' Interests

The MHCRC fined Comcast \$43,899 for failing to adequately notify subscribers of the loss of five programming services which moved to more expensive digital service tiers in October 2007. The changes in effect amounted to a rate increase for nearly 44,000 Comcast subscribers who were required to pay more per month to upgrade to a Comcast digital tier, also requiring additional equipment, in order to retain the same level of programming services. The MHCRC enforces the cable services consumer protection ordinances of Multnomah County, Portland, Gresham, Troutdale, Fairview, and Wood Village.

The consumer protection rules require cable companies to notify subscribers, in writing, at least 30 days prior to implementing rate and programming service changes. This requirement assures that subscribers receive accurate information with a minimum period of time to make any desired changes to their service before their next billing cycle.

The MHCRC also monitored and enforced various service standards for telephone responsiveness, service outage credits, billing, installation and repair responsiveness, and other consumer protection issues. In 2007, the Commission assisted in the resolution of 269 complaints.

Supported Competitive Services through Franchise Negotiations with new Cable Providers

The MHCRC received requests for cable services franchises from three companies, each seeking authority to use the public-right-of-way to offer cable television services in different parts of the County to compete with Comcast. The companies currently offer phone and Internet services in their service areas. The MHCRC successfully altered resource priorities to address this unanticipated workload requirement and has conducted the negotiations within the FY06-08 budget allocations.

The MHCRC recommended a proposed franchise with Qwest for cable television services in Portland, which the Portland City Council unanimously approved in November 2007. MHCRC staff has been diligently negotiating with Verizon representatives to reach agreement on a franchise recommendation for East Multnomah County, including Fairview, Gresham, Troutdale and Wood Village. Although the process has been slow going, the MHCRC believes it's critical to ensure any competitive franchise is comparable to that of the incumbent cable operator and protects local interests while recognizing differences in today's technology and marketplace for cable services. The MHCRC staff also began discussions with Cascade Access for cable services in the unincorporated Multnomah County area commonly referred to as Corbett. Cascade Access approached the MHCRC about the same time as Verizon and franchise negotiations have progressed.

Protected Jurisdictional and Local Interests in Response to a National FCC Rulemaking

The Federal Communications Commission adopted a rule (Competitive Franchise Application Rule or CFAR), that had the potential of undermining the Jurisdictions local rights, authority and public benefits in the cable services franchising process. The MHCRC researched the legal, financial and operational implications of this new rule and identified an urgent need for the Jurisdictions to enact local ordinances to protect our communities' interests in the event a cable services provider sought to apply the FCC CFAR here. The MHCRC developed a local policy, application process and fee structure that was unanimously approved by all six MHCRC Jurisdictions prior to the FCC rule becoming effective.

Ensured Fair Compensation and Correct Accounting for Franchise Fee Payments

The MHCRC conducted a review of Comcast's accounting records, franchise fee and PEG fee payments for the period of January 1, 2004 through September 30, 2006. As a result of the review, additional revenues (\$19,092 in franchise fees, \$9,202 in PEG fees and \$3,798 in I-Net funds) were collected on behalf of the MHCRC Jurisdictions.

Funded Projects to Advance Education and Community-Based Technology

The MHCRC directs the Community Access Capital Grant which provides funds for technology projects to community organizations, libraries, educational institutions and local government agencies throughout Multnomah County. The MHCRC oversees implementation and compliance for about 15 grant-funded projects during the year. In 2007, the program granted nearly \$950,000 for eight new community-based projects that will leverage over \$2 million in matching resources. Newly funded projects included:

- Albertina Kerr Centers, one of Oregon's largest providers of health and social services, spends over \$600,000 each year to manually conduct and track its staff trainings in order to keep pace with new health care best practices. Through the Learning Management Systems grant-funded project, Kerr will evolve to a web-based platform using the Institutional Network (I-Net) to deliver instant access to critical, professional trainings to over 800 employees. As a result, staff will be able to stay on-site improving care to the 1,700-plus emotionally/mental health challenged children and adults.
- Less than five percent of Parkrose High School students have access to technology needed to complete assigned class work or research special projects required for graduation. The grant will equip the school with two wireless computer labs needed to equitably increase accessibility to technology, integrate technology tools into the classroom experience and serve as a model for the entire district.
- The Gresham-Barlow School District will integrate video production and mutli-media capabilities into classroom curriculum to increase students' skills in literacy, creative and critical thinking, and media literacy. The project capitalizes on students' fascination with technology to enhance and enliven instruction.
- Thanks to a previous grant from the MHCRC to wire and equip Metro's Council Chambers, Metro has been working toward engaging the public in local government decision making. The 2007 grant updates video recording and presenting equipment to encourage greater public involvement by offering a more accurate and professional viewing experience.
- Winterhaven School, a Portland Public K-8 magnet school focusing on a math, science and technology curriculum, will acquire mobile technology labs to allow all teachers to integrate computer aided curriculum into daily classroom activities.
- Reaching out to local youth, Film Action Oregon's Project Youth Doc summer program – held in North and Northeast Portland - provides an opportunity for youth to create documentary films of personal and diverse social relevance to be shared with the broader community through public access television. Grant funds will help equip a new media education classroom with digital video production equipment at the Hollywood Theater in Northeast Portland
- With Portland Community Media's Access 2.0 project, local non-profit organizations, community media producers and youth will be provided the opportunity to expand their access to new multimedia production, tools and distribution platforms. In an era of unprecedented technological advancement, PCM is keeping pace by incorporating new multi media platforms such as rich media content workstations, blogging, discussion forums and Internet video streaming.
- Founded in 1998, Sowelu is a critically acclaimed non-profit ensemble arts organization offering thought provoking theater productions and education for youth and emerging artists in the art of fictional narrative story telling. The grant expands Sowelu's technology capacity, currently based mostly on loaned equipment, to include multi-media and digital video production equipment for hands-on use by students.

Engaged in Partnerships to Provide Network Services More Efficiently

The MHCRC facilitates partnerships and network planning, pursues network assets, and distributes funds to support the Community Institutional Network (I-Net). The MHCRC developed and continues to facilitate the partnership and network interconnect among Comcast,

ComNet (the City of Portland's networking service bureau) and the MHCRC to provide the highest level of service (capacity increased 10 fold) at the least cost (savings of up to 33%). Over 272 schools and public agencies' sites throughout Multnomah County use the I-Net for their data networking and Internet access needs.

Through its collaborative network planning efforts, the MHCRC identified the need to provide each I-Net site with independent power devices to increase the reliability of the network connections during power failures or surges. The MHCRC funded this network upgrade by supporting capital costs of about \$300,000 from the I-Net Capital Fund related to provisioning and installing Uninterruptible Power Systems ("UPS") devices at all current I-Net user sites.

Local governments and schools continue to need new connections to the I-Net. In 2007, the MHCRC funded eight new connections to the I-Net from five different agencies. An additional 11 new connections are pending from four agencies.

Managed Direct Service Contracts for Community Media Resources (MetroEast & PCM)

The MHCRC manages contracts with MetroEast Community Media and Portland Community Media (PCM), non-profit organizations that facilitate use of technology and communications resources by the community in order to promote broad participation in civic and cultural life. These non-profits provide direct services to a diverse group of individuals, nonprofits, community organizations and government agencies. In 2007, both organizations saw an increase in the number of new video programs and in the community use of facilities and equipment. Media services were used by a wide variety of cultural, ethnic and underserved communities including: Hispanic, Pacific Islanders, Romanian, Russian, Arab, Persian, Ethiopian, Eritrean, African-American and Korean groups. The MHCRC also oversees the community access benefits provided by Comcast under its franchise agreement. As a result of the MHCRC's leadership, local community access programming is now listed on Comcast's channel guides and included in Comcast's video-on-demand digital service provided free to digital subscribers.

Led Advocacy Efforts to Protect Local Authority and Public Services

The MHCRC participated in several Federal Communication Commission (FCC) and legislative processes in order to advocate for local control and resources derived from private use of the public right-of-ways.

- The MHCRC sent letters to Oregon's congressional delegation in support of maintaining cable franchising, localism and fees for IP Video providers as Congress takes up the re-write of the 1996 Telecommunications Act. The MHCRC continues to outline for key Congressional representatives the public interest benefits that the Jurisdictions have been able to provide the citizens of Multnomah County through cable franchising that reflects local community needs.
- The MHCRC filed initial and reply comments in the FCC's Further Notice of Proposed Rulemaking on local video franchising and joined other national organizations and local governments to appeal the FCC CFAR in the Sixth Circuit Court. The MHCRC also participated in FCC proceedings on Cable Ownership and Video Competition.

MISSION STATEMENT

The Mt. Hood Cable Regulatory Commission advocates for and protects the public interest in the regulation and development of cable communications systems in Multnomah County and the Cities of Fairview, Gresham, Portland, Troutdale and Wood Village; monitors and helps resolve cable subscribers' concerns in these jurisdictions; and participates in the planning and implementation of community use of communications technologies which make use of the public right of way.

GOALS AND OBJECTIVES

Effective: July 1, 2008 – June 30, 2009

The Commission acknowledges that the policy and regulatory work of the Commission is undertaken in a very dynamic communications technology environment. Consequently, the Commission retains flexibility to modify or revise these Goals and Objectives as may be required from time to time.

Goal I: *Effectively administer cable television franchise agreements to serve our member jurisdictions.*

Objectives

1. Identify and address franchise compliance issues in response to and, when possible, prior to cable company actions.
2. Provide consumer protection for citizens and subscribers in cable television matters by helping to resolve complaints, enforcing customer service standards and addressing other consumer-related franchise compliance issues.
3. Analyze changes in technology and the mergers of telecommunications and cable companies in order to inform the jurisdictions and other stakeholders about how those changes may affect consumers and the local public benefits of the franchise agreements.
4. Pursue regulatory and legal processes to ensure fair compensation and correct accounting for franchise fee payments under franchises regarding use of right-of-way by cable company to deliver converged and bundled services (cable TV, internet and telephone).
5. Analyze video providers' digital telephone service and advise Jurisdictions on local authority and options.
6. Continue to monitor the emerging issues, and the experience of video provider subscribers in the Jurisdictions and nationwide, relative to video providers' privacy policies and practices.
7. Design a community needs ascertainment and begin implementation in order to prepare for the renewal process for the Portland and Multnomah East franchises, which expire December 31, 2010.

8. Assist our constituency with information and assistance during the transition to digital television delivery.

Goal II: *Ensure access to and use of current and new services available through the cable system technology by citizens, local governments and community institutions.*

Objectives

1. Conduct annual, competitive grant-making processes for the Community Access Capital Grant program to support the development of public, educational and governmental uses of cable system technology in a way that ensures that the grant funds are distributed in accordance with the grant purpose and criteria.
2. Monitor projects that have received grant funding to ensure compliance with the project goals and objectives and accountability for grant funds.
3. Conduct an evaluation of grants between 2003-2007.
4. Design and produce a Community Access Capital Grant annual report.
5. Manage and oversee Community Institutional Network (I-Net) planning within available funds in order to leverage this public resource as a low cost, high quality tool for public organizations to communicate, inform and deliver services to their constituencies.
6. Develop an I-Net capital fund expenditure plan based on the I-Net stakeholder future needs ascertainment.
7. Manage access provider contracts with Portland Community Media and MetroEast Community Media.
8. Allocate capital funds for Portland Community Media and MetroEast Community Media.
9. Explore creative public and community opportunities arising through local adoption of digital technology for both content development and distribution.
10. Collaborate with organizations, at the federal, state and local levels, to advocate for the community's access to cable system technology.
11. Encourage development and deployment of broadband services using cable system technology including high speed internet access, on an open, accessible and nondiscriminatory basis throughout the franchise areas.
12. Support and encourage the access providers to integrate new production and distribution technologies and trends into its public access services.

Goal III: *Communicate, educate and respond in a timely and accurate manner to our jurisdictions, cable subscribers and the general public regarding communications technology policy and regulatory issues.*

Objectives

1. Communicate with jurisdictions' elected officials and key staff in order to educate them about communications technology policy and regulatory issues and what's at stake for our communities.

2. Conduct outreach to interested stakeholders so that they view the Commission as an important source of information.
3. Support our member jurisdictions in implementing FCC rules and federal laws related to cable and telecommunications.
4. Provide recommendations, if necessary, to the Jurisdictions to update the Intergovernmental Agreement (IGA) regarding the Commission's roles and responsibilities in light of changes in regulations and/or service delivery by communication providers.
5. Cultivate a more productive relationship between Portland commissioners and City elected officials.
6. Support and provide resources for the development of Commissioners' education and expertise.

Goal IV: *Advocate for continued local authority regarding cable franchises and use of the public rights of way by communication providers.*

Objectives

1. Continue cross-jurisdictional collaborations for information-sharing and coordinated strategies on issues of common concern.
2. Participate in national discussions regarding the potential re-write of telecommunications and cable legislation in order to advocate for and preserve existing and new public interest benefits.
3. Prepare for 2009 Oregon State Legislative session including a possible statewide telecommunications tax proposal. Participate in litigation and FCC proceedings on behalf of our jurisdictions' and citizens' interests.
4. Participate in statewide committees or groups who address local government authority, management and control of public rights of way.
5. Advocate for open, nondiscriminatory access to cable system broadband technology.

Goal V: *Operate the Cable Regulatory Office and the Commission efficiently and effectively.*

Objectives

1. Fulfill Intergovernmental Agreement and Rules of Procedure administrative responsibilities.
2. Plan and conduct Commission meetings in a way that respects the volunteer nature of Commission positions and is in accordance with Oregon Open Meeting laws.
3. Continue annual strategic planning and evaluation.
4. Present an annual budget request to the Jurisdictions that supports the Commission's mission and respects the Jurisdictions' budget considerations.

BUDGET OVERVIEW

According to the Intergovernmental Agreement (IGA) among the Jurisdictions which created the MHCRC, the Commission must gain approval of its budget by every member Jurisdiction. The MHCRC's Finance Committee, comprised of three Commissioners, developed a detailed FY 2008-09 budget in consultation with its staff. On April 21, 2008, the Commission approved the proposed budget to forward to the Jurisdictions for consideration. The MHCRC provides the proposed budget to the Cities' and County's staff in advance of the City Councils' and the County Commission's consideration of the budget.

The Commission's Budget contains two budget documents: a Financial Summary and the Line Item Budget. The Budget also provides four appendixes that include more detailed information.

The proposed budget represents an increase of about 3.5 percent, excluding the one-time expenditures in the current year (FY07-08) budget. The increase is attributable to standard cost-of-living and benefits increases related to current staff positions. Franchise fee revenues are projected to increase by about 5.7 percent.

The MHCRC, most likely, will have two new cable services franchise agreements (Verizon and Cascade Access), along with the recent Qwest franchise, to regulate and ensure public benefit implementation in our local communities. The MHCRC expects an increased workload as these companies rollout services.

The cable services franchise agreements between the Jurisdictions and Comcast expire in December 2010. Under federal law, any public benefit obligation contained in a renewed franchise agreement must be based on a demonstrated community need. Although franchise negotiations and the Jurisdictions' approval processes will take place in FY2009-10, the MHCRC must conduct a community needs ascertainment and public hearings well in advance of those negotiations. The last ascertainment was conducted in 1994-95.

The proposed budget supports current staff resources and some limited consulting resources to design and implement the ascertainment in FY08-09. The anticipated outcome of dedicating these resources is a well-planned, inclusive community needs ascertainment that will provide a sound legal basis to negotiate the breadth and depth of community benefits the MHCRC's constituencies have come to expect.

In partnership with the National Association of Broadcasters and local community organizations, the MHCRC is crafting an outreach program to increase consumer awareness of the February 17, 2009, transition of over-the-air television signals to digital technology (DTV), which will impact people who receive broadcast TV signals through their television set's receiver. The outreach program targets populations throughout Multnomah County that will be most vulnerable in the transition; low income households, the elderly and English as a second language speakers. Information and technical assistance will be provided to residents through targeted community-based organizations to ensure everyone continues to receive broadcast signals once the digital transition takes place.

FINANCIAL SUMMARY

The Commission's FY 2008-09 Financial Summary is presented on page 11. A large portion of the Commission's overall resources are funds collected from the cable company and the expenditures are the disbursement of those funds to the member Jurisdictions, the community access providers (Portland Community Media (PCM) and MetroEast Community Media (MetroEast) and Community Access Capital Grant recipients. These disbursements are governed by the IGA and by the cable services franchises.

The amount of Commission resources from year to year is dependent on the gross revenues of the cable company since franchise fees, the Community Access Capital Grant fund revenues and the Access Corporation Capital fund revenues are based on a percentage of the company's gross revenues.

The Commission's **Revenue Resources** include:

First, the Commission collects all cable services franchise fee revenue for Gresham, Troutdale, Fairview, Wood Village and Multnomah County. The total projected revenues are \$1,132,483 in FY 2008-09;

Second, the MHCRC collects funds from the City of Portland for its share of the Commission's operating budget. The FY 2008-09 City of Portland share is \$308,617;

Third, the Commission administers two programs funded by two percent of Comcast's gross revenues totaling over \$2.6 million: Access Corporation Capital Fund and the Community Access Capital Grant; and

Fourth, the beginning fund balance and the interest on Commission funds.

Expenditures include:

First, franchise fee payments to the Jurisdictions. The franchise fee payments to the Jurisdictions are the total amount of franchise fees the MHCRC collects on behalf of Gresham, Troutdale, Fairview, Wood Village and Multnomah County less the amount each Jurisdiction contributes to the Commission's Operating Budget and the community access payments to MetroEast and PCM in accordance with the IGA.

Second, all MHCRC member jurisdictions contribute a portion of franchise fees to the Commission's Operating Budget (\$465,486). This is a 3.5 percent increase from the current year budget (excluding the one time funding in the current year budget). The net contribution totals \$444,418, after deducting the balance of the FY 2006-07 budget. Each Jurisdiction's net contribution is outlined below:

Gresham	\$108,524	Fairview	\$11,402
Troutdale	\$17,406	Wood Village	\$3,314
Multnomah County	\$14,042	Portland	\$289,730

The proportional funding allocation is based on the methodology adopted by the MHCRC. Greater detail is available on the cost allocation worksheet which appears in Appendix Two.

Third, community access and access corporation capital payments to MetroEast and PCM for operational and capital budgets of the community programming centers in Gresham and Portland. These payments are made in accordance with the IGA and the cable services franchise agreements.

Fourth, the Community Access Capital Grant program. These expenditures support the annual grant program.

FINANCIAL SUMMARY
FY 2008-09

RESOURCES	2005-06 Actual	2006-07 Actual	2007-08 Adopted	2008-09 Proposed
Beginning Fund Balance	2,383,979	3,367,179	4,440,659	2,682,931
E. County Franch. Fees	1,206,840	1,048,501	1,013,520	1,071,243
Multnomah West Franch. Fees	78,166	56,548	57,993	61,240
Portland Share of Operating Bud.	257,439	282,689	318,597	289,730
Interest	100,333	171,765	88,000	112,000
Community Access Capital Grant	1,294,846	1,219,478	1,056,766	1,205,495
Access Corporation Capital Revenue	1,294,846	1,176,923	1,056,766	1,205,495
Total Resources	4,232,469	3,955,904	3,591,642	3,945,203
Total	\$6,616,448	\$7,323,083	\$8,032,301	\$6,628,134
REQUIREMENTS				
EXPENDITURES				
Franchise Fee Balance to Jurisdictions	355,212	305,654	271,786	298,305
Community Access Pmt, E. County (MetroEast)	724,104	627,278	608,113	642,746
Community Access Pmts, Mult. West (PCM)	37,437	33,002	37,637	36,744
MHCRC Operating Budget (1)	386,019	426,392	480,539	509,385
Grant / I-Net Operating Budget	125,764	109,750	164,047	165,618
Access Corporation Capital	1,219,308	999,263	882,847	1,205,495
Community Access Capital	401,424	378,279	1,000,000	1,400,000
Community Access Capital-Encumbrances	————	————	855,056	————
Community Access Capital-Contingency	————	————	————	1,500,000
Total Expenditures	\$3,249,269	\$2,879,618	\$5,349,370	\$5,758,293
GASB-31 Fund Balance Adjustment	————	(\$2,806)	————	————
Ending Fund Balance	3,367,179	4,440,659	2,682,931	869,841
Total	\$6,616,448	\$7,317,471	\$8,032,301	\$6,628,134

(1) Includes contingency reserve of \$43,899 from non-jurisdictional resources.

LINE ITEM BUDGET - SUMMARY

The Commission's FY 2008-09 Line Item Budget provides detail for expenditures included in the Financial Summary.

The proposed budget includes a staffing level of 3.80 FTE. This staffing level allows the Commission to maintain its core programs and address additional workload requirements (as described in the Budget Overview), which include:

- Monitoring and enforcing cable franchises;**
- Administering the Community Access Capital Grant program;**
- Implementing the Community Institutional Network;**
- Overseeing community access resources;**
- Advocating for the Jurisdictions in legislative, federal and state proceedings;**
- Providing sound financial management; and**
- Conducting an inclusive and legally sound community needs ascertainment.**

The total FY 2008-09 proposed expenditures is \$4,258,293 and contingency of \$1,500,000 for the disbursement of prior year capital grants. The total consists of expenditures funded by dedicated revenues either under the IGA or the franchise agreement in the amount of \$5,292,807, and \$465,486 in Commission's operating expenditures funded by Jurisdictional contributions from the franchise fees.

**LINE ITEM BUDGET - SUMMARY
FISCAL YEAR 2008-09**

Expenditure Classification	Actual FY 2005-06	Actual FY 2006-07	Adopted FY 2007-08	Proposed FY 2008-09
511000 Employees	243,058	254,366	283,036	298,904
517000 Benefits	89,985	103,001	111,483	118,033
Total Personal Services	\$333,043	\$357,367	\$394,519	\$416,937
521000 Professional Services	28,265	63,773	83,500	82,500
529000 Miscellaneous Services	30,797	8,730	3,200	1,200
Pass Through Payments (PEG & Fr.Fee Bal)	2,737,662	2,228,000	2,966,881	3,583,290
531000 Office Supplies	598	546	1,500	1,825
532000 Operating Supplies	899	461	5,600	4,500
541000 Education	1,841	3,473	5,200	3,600
542000 Local Travel	53	294	1,200	1,400
543000 Out-of-Town Travel	5,241	4,997	6,150	7,000
549000 Miscellaneous	7,205	8,728	14,190	9,692
Total External Materials & Svcs	\$2,812,561	\$2,319,002	\$3,087,421	\$3,695,007
551000 Fleet Services	0	70	156	156
552000 Printing/Distribution	8,145	8,168	8,914	7,707
553000 Facilities Services	23,885	25,132	28,683	10,853
554000 Communications	0	0	Consolidated in IT	
555000 Data Processing	0	0	Consolidated in IT	
554000 Information Technology (IT)	31,870	20,602	21,335	17,000
556000 Insurance	9,830	8,243	8,956	8,243
559300 Human Resources	3,877	0	0	0
558312 Legal Advice	9,476	10,521	10,900	11,205
Total Internal Materials & Svcs	\$87,083	\$72,736	\$78,944	\$55,164
Total Materials & Services	\$2,899,644	\$2,391,738	\$3,166,365	\$3,750,171
575707 Capital Grant Transfer to Comnet	0	0	0	0
572101 General Fund Overhead	16,581	14,782	17,590	14,669
571100 Contingency *	0	0	915,840	1,576,516
Total Other	16,581	14,782	933,430	1,591,185
Total	\$3,249,268	\$2,763,887	\$4,494,314	\$5,758,293
			0	
Professional Services	Acct: 521000		Pass Through Payments	Acct: 529000
Operating Budget	19,500		Community Access Payments	679,490
Capital Fund Budget	63,000		East County Fr. Fee Balance	298,305
Total	82,500		Access Corporation Capital	1,205,495
			Comm. Access Capital Grant	1,400,000
				3,583,290
* Includes encumbered funds for Community Access Capital Grants awarded in prior years.				

APPENDIX ONE

FY 2008-09 BUDGET DETAIL

The Budget Detail includes three documents: the MHCRC Operating Budget; the MHCRC Operating Budget with PEG and I-Net expenditures less PEG grants and Pass Through Payments; and an Operating Budget Line Item Detail.

Operating Budget

This document presents the MHCRC's "Operating Budget" funded by contributions from the member Jurisdictions. The proposed operating budget is 3.5 percent increase from the current fiscal year (FY07-08) budget (excluding the one-time funding in the current year budget).

A detail of each Jurisdiction's contribution is included in Appendix Two.

MHCRC Operating Budget with PEG and I-Net

This document includes the administrative budget for managing the PEG grants and I-Net in addition to the MHCRC's "Operating Budget" funded by contributions of the member Jurisdictions.

MHCRC Operating Budget Line Item Detail

This document is the highest level of detail of MHCRC's Operating Budget including the I-Net and PEG administrative expenditures. In this document, individual expenditures are itemized within each line item.

Please note: The expenditures under the Grants/I-Net column are funded by revenues dedicated, either in the IGA or the franchise agreements, to a particular use (pass through payments, access corporation capital and grants).

COMMISSION OPERATING BUDGET
Funded by Jurisdictions
Fiscal Year 2008-09

Acct.	Title	FY 2006-07 Actual	FY 2007-08 Adopted	FY 2008-09 Proposed
5110	Employees	200,143	228,087	242,173
5170	Benefits	81,649	89,332	94,905
Personnel Services		\$281,792	\$317,419	\$337,079
5210	Professional Services	52,667	21,500	19,500
5290	Miscellaneous Services	8,729	3,200	1,200
5310	Office Supplies	546	1,500	1,825
5320	Operating Supplies	461	5,600	4,500
5410	Education	3,458	5,200	3,000
5420	Local Travel	294	1,200	1,400
5430	Out-of-Town Travel	4,997	6,150	6,000
5490	Miscellaneous	6,369	11,940	6,692
External Materials and Services		\$77,521	\$56,290	\$44,117
5510	Fleet Services	70	156	156
5520	Print/Distribution	7,298	7,183	6,125
5530	Facilities Services	19,931	23,114	8,625
5540	Communications Services	Consolidated in IT	Consolidated in IT	Consolidated in IT
5550	Data Processing Services	Consolidated in IT	Consolidated in IT	Consolidated in IT
5540	Information Technology (IT)	14,322	17,195	13,511
5560	Insurance	6,497	7,217	6,551
559300	Human Resources	0	0	0
558312	Legal Advice	7,190	7,500	7,805
Internal Services		\$55,308	\$62,365	\$42,773
572101	GF Overhead	11,771	14,175	11,658
575101	COLA	0	11,218	10,679
571100	Contingency	0	19,072	19,180
Cable Fund Services		\$ 11,771	\$ 44,465	\$ 41,517
Total-Funded by Jurisdictions		\$426,392	\$480,539	\$465,486
571100	Contingency-Reserve	0	0	43,899
Total		\$509,385	\$509,385	\$509,385
Variance from FY 2007-08				-3.1%
Variance from FY 2007-08 (Excluding one-time Exp.)				3.5%

**COMMISSION OPERATING BUDGET WITH PEG AND I-NET
(Funded by Jurisdictions and other Dedicated Resources) *
FY 2008-09**

Acct.	Title	FY 2007-08 Adopted	FY 2008-09 Proposed
5110	Employees	283,036	298,904
5170	Benefits	111,483	118,033
Personnel Services		\$394,519	\$416,937
5210	Professional Services	83,500	82,500
5290	Miscellaneous Services	3,200	1,200
5310	Office Supplies	1,500	1,825
5320	Operating Supplies	5,600	4,500
5410	Education	5,200	3,600
5420	Local Travel	1,200	1,400
5430	Out-of-Town Travel	6,150	7,000
5490	Miscellaneous	14,190	9,692
External Materials and Services		\$120,540	\$111,717
5510	Fleet Services	156	156
5520	Print/Distribution	8,914	7,707
5530	Facilities Services	28,683	10,853
5540	Information Technology (IT)	21,335	17,000
5560	Insurance	8,956	8,243
559300	Human Resources	0	0
558312	Legal Advice	10,900	11,205
Internal Services		\$78,944	\$55,164
572101	Overhead	17,590	14,669
571100	COLA	13,921	13,437
571100	Contingency	19,072	19,180
571100	Contingency Reserve-Discretionary **	0	43,899
Cable Fund Services		\$ 50,583	\$ 91,185
TOTAL		\$644,586	\$675,003
Total funded by dedicated PEG resources plus Conting., Reserve.		\$ 164,047	\$ 209,517
Total funded by Jurisdictions		\$ 480,539	\$ 465,486

*** Dedicated funds and resources:**

1. Interest from MHCRC Fund Balance

2. Dedicated PEG Capital Funds

** Resource from compliance revenues

OPERATING BUDGET - LINE ITEM DETAIL

Fiscal Year 2008-09

Proposed

Line Item	Description FY 2008-09 FY 2007-08			
		Commission Operation	Grant / I-Net	Total	Commission Operation	Grants / I-Net	Total	
5110	<i>Employees :</i>							
	Director	0.50	55,469	2,311	57,780	53,457	2,227	55,684
	Dep. Director	0.50	43,665	2,787	46,452	38,269	2,443	40,712
	Financial Analyst	0.50	27,535	11,801	39,336	26,813	11,491	38,304
	Program Manager	0.80	43,072	23,192	66,264	41,941	22,583	64,524
	Program Specialist	1.00	49,917	16,639	66,556	48,612	16,204	64,816
	Office Support Sp III	0.50	22,516		22,516	18,996		18,996
	Total	3.80	\$242,173	\$56,731	\$298,904	\$228,088	\$54,948	\$283,036
5170	<i>Benefits:</i>							
	Director	0.50	18,640	777	19,417	17,594	733	18,327
	Dep. Director	0.50	16,273	1,039	17,312	14,047	897	14,944
	Financial Analyst	0.50	11,004	4,716	15,720	10,601	4,543	15,144
	Program Manager	0.80	17,503	9,425	26,928	16,856	9,076	25,932
	Program Specialist	1.00	21,515	7,172	28,686	20,706	6,902	27,608
	Office Support Sp III	0.50	9,970	0	9,970	9,528		9,528
	Total	3.80	\$94,905	\$23,128	\$118,033	\$89,332	\$22,151	\$111,483
	Personnel Services, Total		\$337,079	\$79,859	\$416,937	\$317,420	\$77,099	\$394,519
5210	<i>Professional Services:</i>							
	Engineering Tech. Services		3,000	40,000	43,000	4,000	49,000	53,000
	Outreach		2,000	20,000	22,000	0	8,000	8,000
	Outside Legal Services		2,000	0	2,000			
	Financial Services		9,000	3,000	12,000	9,000	5,000	14,000
	NATO Sponsorship		0		0	5,000		
	MHCRC and Staff Retreat		3,500		3,500	3,500	0	3,500
	Total		\$19,500	\$63,000	\$82,500	\$21,500	\$62,000	\$78,500
5290	<i>Miscellaneous Services :</i>							
	Temp. Clerical Suppt		0	0	0	2,000	0	2,000
	Mail Delivery Service		1,200	0	1,200	1,200	0	1,200
	Total		\$1,200	0	\$1,200	\$3,200	\$0	\$3,200
5310	Office Supplies		\$ 1,825	\$ -	\$1,825	\$ 1,500	0	\$1,500
5320	<i>Operating Supplies:</i>							
	Printer, Fax, & other supplies		2,500	0	2,500	2,000	0	2,000
	Software Upgrade		1,000	0	1,000	1,100	0	1,100
5350	Data Processing Equip.		1,000		1,000	2,500		2,500
	Total		\$4,500	\$0	\$4,500	\$5,600	0	\$5,600
5410	<i>Education:</i>							
	Computer Training		1,000	0	1,000	1,200	0	1,200
	Cable Regulatory Training		2,000	600	2,600	4,000	0	4,000
	Total		\$3,000	\$600	\$3,600	\$5,200	0	\$5,200

OPERATING BUDGET - LINE ITEM DETAIL

Fiscal Year 2008-09

Proposed

Line Item	Description	FY 2008-09			FY 2007-08		
		Commission Operation	Grant / I-Net	Total	Commission Operation	Grants / I-Net	Total
5420	Local Travel	1,400	0	1,400	1,200	0	1,200
5430	Out of Town Travel	\$6,000	\$1,000	\$7,000	\$6,150	0	\$6,150
5490	Miscellaneous:						
	NATOA - Membership	1,100	0	1,100	900	0	900
	ACM - Membership	750	0	750	575	0	575
	Grantmakers of Oregon	0	2,000	2,000	0	1,750	1,750
	Subscriptions:						
	Multichannel News	900	0	900	900	0	900
	Telecommunity	0	0	0	5,000	0	5,000
	Oregonian	80	0	80	80	0	80
	Gresham Outlook	85	0	85	85	0	85
	Aspen Publishers	0	0	0	600	0	600
	Law Journal Press	600	0	600	600	0	600
	Precursor	0	0	0	350	0	350
	West Group	350	0	350	350	0	350
	Lexis Nexis	1,400	0	1,400	800	0	800
	Parking; MHCRC & Customers	800	0	800	1,100	0	1,100
	Refreshments for MHCRC meetings	627	1,000	1,627	600	500	1,100
	Total	\$6,692	\$3,000	\$9,692	\$11,940	\$2,250	\$14,190
	Total External M & S	\$21,177	\$87,600	\$108,777	\$66,290	\$84,250	\$150,540
	<i>Internal Service:</i>						
5510	Fleet Services	156	0	156	156	0	156
5520	Print/Distribution	6,125	1,582	7,707	7,183	1,731	8,914
5530	Facilities Services	8,625	2,228	10,853	23,114	5,569	28,683
5,540	Information Technology (IT)	13,511	3,489	17,000	17,193	4,142	21,335
5560	Insurance/Worker's Comp.	6,551	1,692	8,243	7,217	1,739	8,956
558312	Legal Advice	7,805	3,400	11,205	7,500	3,400	10,900
	Total Internal Svcs	\$42,773	\$12,391	\$55,164	\$62,362	\$16,581	\$78,944
572101	Overhead	11,658	3,011	14,669	14,175	3,415	17,590
571100	COLA - EC Share	10,679	2,758	13,437	11,218	2,703	13,921
571100	Contingency	19,180	0	19,180	19,072	0	19,072
	Total Other	\$41,517	\$5,769	\$47,286	\$44,465	\$6,118	\$50,583
	Operating Budget	\$465,486			\$480,538		
571100	Contingency-Reserve (1)	43,899	0	43,899	19,072	0	19,072
	Dedicated Fund Resources		\$165,618			\$ 164,048	
	Total	509,385		\$675,003			\$639,586

(1) Resource from compliance revenues

APPENDIX TWO

BUDGET ALLOCATION BY JURISDICTION

All member Jurisdictions contribute to the operation of the MHCRC. For FY 2008-09, the Commission used the funding methodology adopted by the Jurisdictions. The methodology is based on an agreed upon shared percentage of the Commission's operating costs between Portland and the East County Jurisdictions. The East County share is then allocated among Fairview, Gresham, Troutdale, Wood Village and Multnomah County based on the number of cable subscribers in each Jurisdiction.

**BUDGET ALLOCATION BY JURISDICTION
COMMISSION OPERATING BUDGET
FY 2008-09**

Operating Budget Total: \$ 465,486

JURISDICTION		FY 2007-08 Adopted	FY 08-09 %	FY 2008-09 Proposed	FY 06-07 %	Credit Balance FY 05-06	Net Juris. Appr.
Portland	Subscriber Distribution	\$318,597	66.3%	\$308,617	66.3%	18,887	\$ 289,730
<u>E. County</u>	No. Of Subs Perc. Distr.						
Gresham	19,652 70.1%	\$107,562	22.4%	\$109,986	23.6%	\$1,462	\$108,524
Multnomah Co.	2,563 9.1%	\$22,644	4.7%	\$14,344	3.1%	\$302	\$14,042
Troutdale	3,153 11.2%	\$17,386	3.6%	\$17,646	3.8%	\$240	\$17,406
Fairview	2,059 7.3%	\$10,423	2.2%	\$11,524	2.5%	\$122	\$11,402
Wood Village	602 2.1%	\$3,927	0.8%	\$3,369	0.7%	\$55	\$3,314
E. County Total	28,029 100.0%	\$161,942	33.7%	\$ 156,869	33.7%	\$ 2,181	\$ 154,688
Total		\$480,539	100.0%	\$465,486	100.0%	\$ 21,068	\$ 444,418

**MT HOOD CABLE REGULATORY COMMISSION
CABLE SUBSCRIBERSHIP**

Jurisdictions	Jul-06	Jul-07	FY 2008-09 Distribution	Percentage Incr./Decr
<u>E. County</u>				
Gresham	19,309	19,652	70.1%	1.8%
Multnomah Co. E & W	4,065	2,563	9.1%	-36.9%
Troutdale	3,121	3,153	11.2%	1.0%
Fairview	1,871	2,059	7.3%	10.0%
Wood Village	705	602	2.1%	-14.6%
E. County Total	29,071	28,029	100.0%	-3.6%
Portland	118,644	123,228		3.9%
Total MHCRC Subscribers	147,715	151,257		2.4%

Source: Comcast Subscriber Penetration Report
July-06
July-07

APPENDIX THREE

FRANCHISE FEE REVENUE AND DISBURSEMENT DETAIL

**FRANCHISE FEE REVENUES AND DISBURSEMENTS
FY 2008-09
PROPOSED**

Jurisdictions	Franchise Fees	Net Budget Appropriation	MetroEast	PCM	Payments to Jurisdictions
Portland		289,730		\$896,322	
GRESHAM	794,019	108,524	476,411		209,083
MULTNOMAH CO., EAST	48,040	14,042	28,824		5,174
MULTNOMAH CO., WEST	55,515	N/A	N/A	33,309	22,206
TROUTDALE	127,394	17,406	76,436		33,551
FAIRVIEW	83,192	11,402	49,915		21,875
WOOD VILLAGE	24,323	3,314	14,594		6,415
Total, East County	\$1,132,483	\$154,688	\$646,181	\$33,309	\$298,305
Total	-	\$444,418	-	\$929,631	-

FY 2008-09 Budget less FY 2006-07 Credit Balance

Jurisdictions	FY 2008-09 Proposed	Credit Balance FY 06-07	Net Budg. Approp. FY 2008-09
PORTLAND	308,617	18,887	289,730
GRESHAM	109,986	1,462	108,524
MULTNOMAH CO.	14,344	302	14,042
TROUTDALE	17,646	240	17,406
FAIRVIEW	11,524	122	11,402
WOOD VILLAGE	3,389	55	3,314
Sub Total, East County	\$156,868	\$2,181	\$154,688
Total	\$465,486	\$21,068	\$444,418

FRANCHISE FEE BALANCE TO JURISDICTIONS:

Jurisdictions	FY 05-06 Actual	FY 06-07 Actual	FY 07-08 Projection	FY 08-09 Projection	Increase/ (decr) 07/08 vs. 08/09
GRESHAM	180,923	211,500	180,458	209,083	\$28,625
MULTNOMAH CO., EAST	18,443	5,767	17,194	5,174	(\$12,020)
MULTNOMAH CO., WEST	24,479	24,015	20,356	22,206	\$1,850
TROUTDALE	30,074	36,322	29,504	33,551	\$4,047
FAIRVIEW	18,983	23,259	17,608	21,875	\$4,267
WOOD VILLAGE	6,078	6,852	6,666	6,415	(\$251)
	\$278,980	\$307,715	\$271,786	\$298,305	\$26,519

APPENDIX FOUR

ACCESS DISBURSEMENT DETAIL (MetroEast and PCM)

The Commission administers two contracts with the community access providers that serve the Jurisdictions. Attachment 1 presents the FY 2008-09 budget for MetroEast Community Media (MetroEast). MetroEast serves the East Multnomah County area. Attachment 2 presents the FY 2008-09 budget for Portland Community Media (PCM). PCM serves the City of Portland area.

The access providers receive funding for both operations and capital expenditures. The majority of PCM's operational resources is based on a contract between PCM and the City of Portland and is not included in the MHCRC's budget. MetroEast receives operational resources, in accordance with the IGA that created the Commission, based on 60 percent of the franchise fees for the East County area. Both organizations receive access corporation capital funding from franchise resources dedicated for this use.

A summary chart of Access Resources is included below.

1. MetroEast Community Media:

Community Access Payment:	
60 % of East County Cable Franchise Fees	\$ 642,746
<u>Access Corporation Capital</u>	<u>\$ 559,834</u>
Total	\$1,202,580

2. Portland Community Media:

Community Access Payment:	
City of Portland General Fund	\$ 896,322
60% of West Multnomah County	\$ 36,744
<u>Access Corporation Capital</u>	<u>\$ 645,661</u>
Total	\$ 1,578,726

Attachment 1

METROEAST COMMUNITY MEDIA BUDGET

FISCAL YEAR 2008-09

METROEAST COMMUNITY MEDIA FY 2008-09 BUDGET NARRATIVE

MetroEast Community Media, East Metro's truly local electronic media, pursues its mission of building community through media by promoting broad participation in civic and cultural life through the effective use and understanding of community media. A non-profit organization, MetroEast provides East Metro residents, community organizations, local governments, and schools free and low cost access to the medium of television and other means of distribution, media literacy training, and video production. MetroEast and citizen-produced programming is distributed to over 65% of East Metro households and over 400,000 households in the Portland metropolitan region. MetroEast produces city council meetings and work sessions and other government and community meetings as well as programming used as educational and informational tools at meetings, community forums and classroom settings.

WHAT WE DO

MetroEast produces and facilitates programming with many diverse partners and on wide-ranging topics. MetroEast partnered with over 200 community organizations and facilitated over 3000 hours of programming in FY 2008-09, including:

- Live and taped coverage of East Metro local governments, including city council and planning commission meetings and budget and special hearings as well as the Rockwood Water PUD, and Metro.
- Working with educational partners in East Multnomah County to produce programs on academic and extracurricular activities in local schools, coverage of school board meetings and programs on school safety.
- Provided the only regular electronic media coverage of the East Metro area.
- Increasing citizen involvement through programs such as *Candidate Speak Out*, a live call-in for local candidates, and *Community Hotline*, a live call-in program where community organizations provide information and answer questions about their services.
- Development and deployment of the Oregon Learning Lab for Information and Education (OLLIE,) a mobile facility for use by schools and community groups that provides access to training and tools to use technology to improve learning and build community.
- Coverage of local community events such as the Gresham Area Chamber of Commerce's benefit breakfast and public affairs forums, Gresham's *Teddy Bear Parade*, *Senior Showcase*, *Civic Agenda* and *MetroEast Outlook*.

HOW WE DO IT

MetroEast makes these services possible through training, access to equipment, staff support and program production. For the past several years, use of MetroEast facilities and hours of programming produced at MetroEast has increased; these trends continued this year continued. In FY 2008-09, MetroEast will:

- Offer training to 650 people in 125 classes
- Produce and facilitate more than 3000 hours of programming by, for and about East Metro, its residents and their concerns and issues
- Have 300 volunteers give 10,000 hours of their time to MetroEast and the community
- Loan equipment to community members who are creating programming for and about the East Metro area for more than 2,200 days
- Provide more than 75 hours of staff assistance and support to the public each week, an annual total of more than 3,900 hours.

PREPARING FOR THE FUTURE

MetroEast's strategic plan is based on information gathered from a community needs assessment and includes the following strategic directions:

- Building community through media by incorporating a broadened range of media tools, including diversified delivery systems, and serving as a community gathering space for opportunities for face-to-face dialogue.
- Innovating in our practices and processes by challenging ourselves to create new ways of doing business, including expanding partnerships and researching best and emerging practices in the field.
- Catalyzing diverse and responsive programming by facilitating and creating additional community issue forums and other programming that directly responds to East Metro area community needs.
- Improving visibility and awareness by articulating the benefits of MetroEast programming and services based on understanding audience/constituent needs and wants.
- Developing partnerships to diversify funding by seeking grant funding, earned income and other opportunities to supplement cable-related resources.

- Making it easy by lowering the technical threshold to aid the participation of diverse individuals, community groups and local governments and creating ways to “meet groups where they are” as a starting point for their involvement.
- Administering and governing with accountability through board and staff development, planning, and financial oversight.

MetroEast is continuing to pursue these strategic directions through new activities such as providing training and access to new methods of program distribution and producing new programs designed to increase public knowledge about the activities of East Metro local governments.

THE NUMBERS

MetroEast’s non-capital expenditures have remained relatively stable over the years. One notable increase in recent years is found in the Consulting (6041.) .) Thanks to a grant, a new full-time employee will be added to OLLIE staff in FY 08-09. Both the OLLIE Director and this new staff person are PCM employees. MetroEast’s share of both salaries shows in the consulting line.

Capital expenditures have fluctuated significantly over the past few years due to property acquisition and other expenditures (e.g., architectural fees, building permits) for MetroEast’s new facility. Construction of the new facility was completed in November of 2005 and became fully operational in the spring of 2006. (Building payments are reflected in line items 8011, 8013, 8014, 8015.)

The revenue in line item 4200 (Other) includes already committed grant funding and is conservatively based on recent success in garnering funding for OLLIE.

Long-term debt reduction (8014) and long-term interest (8011) can vary significantly from year-to-year due to the provisions of the loans used to finance MetroEast’s building.

METROEAST COMMUNITY MEDIA
FY 2008-09 PEG BUDGET
LINE ITEM EXPLANATION

INCOME:

4130 Multnomah Franchise Fees

Five percent of gross revenue of Comcast for East Multnomah County system, of which MetroEast receives 60 percent.

4140 PCM Educational Services Support

MetroEast provides educational services to six East County school districts that overlap into Portland. Through an agreement with Portland Community Media, MetroEast received payment for services provided for these areas.

4090 Interest

Income projected on current interest rates.

4200 Other

Tape duplication, refunds, special events, underwriting, donations.

4270 Activity/Fees for Service

Moneys from activity fees and charging for MetroEast services.

4172 Capital Funds

Moneys from franchise capital revenues dedicated to PEG access providers.

4162 Investment Withdrawal

Withdrawals from MetroEast's investment fund.

4182 Loan Proceeds

Proceeds from building loans.

EXPENSES:

7020 Full-time Salaries.

Salaries for full-time employees.

7030 Part-time Salaries

Salaries for part-time employees.

7050 Taxes & Benefits

Includes pension plan contribution, insurances, FICA, Tri-Met and state unemployment tax.

6020 Accounting

Cost of annual audit and accounting support services.

6041 Consulting

Outside professional services except for accounting, graphics, legal, janitorial and equipment repair.

6051 Dues and Subscriptions

Cable, magazine and newspaper subscriptions, professional memberships.

6060 Educational Program Acquisition

Purchase, rental, or licensing fee for any acquired programming.

6061 Education and Training

Training and education for nine Board members and fifteen employees.

6062 Business Meals/Related

Meals purchased for business-related purposes.

6063 Education Tuition Reimbursement

Costs for tuition reimbursement.

6064 Events

Speakers fees, facility rental and other costs associated with special events.

6070 Food

Food for volunteer crews working on MetroEast productions and for events.

6080 Graphics

Video and print services used in connection with promotional items.

6100 Insurance

Workers' Compensation, Volunteer, Liability (including property and auto), Excess Liability, Media Special Perils, Officers and Directors, Pension Board.

6110 Janitorial

Janitorial services.

6130 Legal

Attorney's fees for consultation and advice.

6131 Local Travel and Mileage

Employee reimbursement for business-related mileage and parking.

6140 Maintenance Supplies

Supplies used to repair and maintain equipment that last less than one year.

6160 Office Supplies

Items that are less than \$100 and that last less than one year.

6161 Operating Supplies

Production-related items that are less than \$100 and last less than one year.

6170 Personnel Recruitment

Advertising for position openings.

6171 Phones

Includes regular and cellular service.

6172 Postage:

All outgoing postage, express services, parcel shipping and other shipping.

6173 Printing

Printing done outside including newsletter, invitations, handbook, forms.

6174 Marketing and Promotion

Advertising (except job openings), promotional items, marketing surveys and services.

6190 Repairs and Maintenance

Routine and emergency maintenance.

6200 Rent, Utilities and Maintenance

Payments made to Mt. Hood Community College for building (includes utilities and College services.)

6211 Travel

Transportation to regional and national conferences and seminars.

6220 Utilities and Maintenance

Utilities, including water and electricity and building maintenance.

6230 Vehicle Maintenance

Maintenance and repairs for two vehicles.

8001 Miscellaneous Debt Expense

Fees for and interest on building loan.

8002 Books
Training books, videos, and other books.

8003 Maintenance Supplies
Supplies used to repair and maintain equipment that last less than one year.

8004 Office Supplies
Items that are less than \$100 and that last less than one year.

8005 Operating Supplies
Production-related items that are less than \$100 and last less than one year.

8006 Repairs & Maintenance
Routine and emergency maintenance.

8007 Videotape
Blank videotape (Digital, VHS, SVHS)

8008 Debt Reduction - Equipment Lease
Reduction of principle on equipment lease

8009 Interest - Equipment Lease
Interest payments on equipment lease.

8011 Interest - Short Term Loans
Interest payments on short term loans

8013 Interest on Long Term Loan
Interest payments on Key Bank Loan

8014 Debt Reduction - Short Term Loans
Payments on principle of short term loans.

8015 Debt Reduction - Long Term Loan
Payments on Key Bank loan principle.

8016 Building Maintenance Fund
Funds for future maintenance costs.

8020 Building Construction
Construction costs for new facility.

8021 Property Taxes
Property taxes paid to Multnomah County.

8030 Leasehold Improvements
Improvements to MetroEast building.

8016 Building Maintenance Fund
Funds set aside for major long-term maintenance (e.g., roof replacement.)

8040 Office Equipment
Office equipment in excess of \$100 such as computers, copiers, fax machines.

8050 Office Furnishings
Items in excess of \$100 such as desks, chairs, cabinets, bookcases, file cabinets.

8060 Production and Maintenance Equipment:
Items in excess of \$100 for production, playback and engineering. Includes funds for emergency purchases. See attached for detail.

PROPOSED BUDGET
METROEAST COMMUNITY MEDIA
FY 2008-09

		ACTUAL 2005-06	ACTUAL 2006-07	ACTUAL 2007-08 (1/4/08)	BUDGET 2007-08	PROPOSED BUDGET 2008-09
INCOME:						
4130	Franchise Fees, Multnomah	\$ 550,997	\$ 564,772	\$ 316,468	\$ 583,008	\$ 642,746
4140	PCM Educational Services Support	41,497	17,403	0	0	
4090	Interest	600	150	53	100	100
4270	Activity Fees/Fees for Service	30,000	27,500	5,842	18,000	14,000
4200	Other	10,000	4,500	14,481	49,100	49,000
4172	Capital Funds	442,508	458,304	235,661	484,339	559,834
4162	Investment Fund Withdrawal	294,500	250,337	103,974	282,791	296,860
4182	Loan Proceeds	460,000	0	0	0	
	TOTAL OPERATING INCOME	\$ 1,830,102	\$ 1,322,966	\$ 676,479	\$ 1,417,338	\$ 1,562,540
EXPENSES:						
Personnel						
7020	Full-Time Salaries	\$ 467,216	\$ 470,863	\$ 249,174	\$ 483,376	\$ 523,846
7030	Part-Time Salaries	54,976	78,677	48,157	90,861	83,539
7050	Taxes & Fringe Benefits	129,032	150,014	75,472	160,786	157,920
	Total Personal Services	\$ 651,224	\$ 699,554	\$ 372,804	\$ 735,023	\$ 765,305
Operations						
		ACTUAL 2005-06	ACTUAL 2006-07	ACTUAL 2007-08 (1/4/08)	BUDGET 2007-08	PROPOSED BUDGET 2008-09
6020	Accounting	\$ 15,500	\$ 15,187	\$ 15,257	\$ 17,000	\$ 16,500
6041	Consulting	25,526	44,418	23,465	35,793	54,000
6051	Dues & Subscriptions	10,885	14,138	5,731	12,000	14,000
6060	Educational Program Acquisition	300	(334)	0	300	300
6061	Education & Training	8,935	9,633	3,020	7,051	8,055
6062	Business Meals/Related	2,500	1,775	372	2,250	2,500
6063	Ed. Tuition Reimbursement	0	0	0	200	200
6064	Events	1,000	0	2,292	1,000	2,500
6070	Food	8,000	8,269	3,262	8,000	8,500
6080	Graphics	2,500	0	0	0	0
6100	Insurance	37,500	40,231	36,311	42,000	45,000
6110	Janitorial	7,500	9,649	4,800	9,000	9,800
6130	Legal	4,000	4,863	3,648	4,000	5,500
6131	Local Travel & Mileage	1,037	2,179	696	2,120	2,860
6140	Maintenance Supplies	958	649	704	1,588	1,472
6160	Office Supplies	1,871	3,231	2,831	2,930	3,569
6161	Operation Supplies	3,410	9,099	2,325	4,500	6,542
6170	Personnel Recruitment	1,000	0	2,789	1,000	1,230
6171	Phones	7,500	7,926	4,070	7,150	7,421
6172	Postage	7,000	7,129	1,790	5,900	6,189
6173	Printing	4,300	13,166	6,387	6,250	9,488
6174	Marketing/Promotion	2,461	9,615	3,085	5,000	5,534
6190	Repairs & Maintenance	1,616	7,285	2,618	2,300	4,001
6200	Rent, Utilities, Maintenance	16,315	0	0	0	0
6211	Travel	4,900	5,838	52	5,544	5,340
6220	Utilities and Maintenance		15,715	8,520	14,500	16,400
6230	Vehicle Maintenance	500	405	0	500	500
	Total Materials & Services	\$ 177,014	\$ 230,066	\$ 134,026	\$ 197,876	\$ 237,401

PROPOSED BUDGET
METROEAST COMMUNITY MEDIA
FY 2008-09

	ACTUAL	ACTUAL	ACTUAL	BUDGET	PROPOSED
Capital	2005-06	2006-07	2007-08	2007-08	BUDGET
			(1/4/08)		2008-09
8001 Misc. Debt Expense		\$ 3,750	\$ 0	\$ 5,000	
8002 Books	175	0	0	175	125
8003 Maintenance Supplies	2,954	0	0	3,000	3,000
8004 Office Supplies	407	2,839	2,467	800	2,200
8005 Operation Supplies	764	11,880	708	800	4,687
8006 Repairs & Maintenance	1,075	0	0	1,000	1,000
8007 Videotape	500	2,667	410	1,000	1,500
8008 Equipment lease - Debt Reduction	0	27,185	14,640	30,027	33,165
8009 Equipment lease - Interest	0	13,092	5,498	10,250	7,112
8011 Interest Short Term Loans	28,428	61,333	23,974	47,776	44,281
8013 Interest Long Term Loan	32,005	63,761	36,937	116,517	113,718
8014 Debt Reduction - Short Term Loans	31,899	160,000	0	73,436	146,216
8015 Debt Reduction - Long Term Loan	5,646	10,666	6,222	23,658	24,831
8020 Building	678,363	0	0	0	0
8021 Property Taxes	0	0	0	0	0
8030 Leasehold Improvements	0	19,131	0	5,000	11,500
8016 Building Maintenance Fund		11,000	2,580	11,000	11,500
8040 Office Equipment	20,000	33,240	0	25,000	25,000
8050 Office Furnishings	10,000	1,908	0	10,000	10,000
8060 Production & Maintenance Equip.	105,984	138,582	63,998	120,000	120,000
Total Capital	\$ 918,200	\$ 561,034	\$ 157,435	\$ 484,439	\$ 559,835
TOTAL OPERATING EXPENSES	\$ 1,746,438	\$ 1,490,654	\$ 664,264	\$ 1,417,338	\$ 1,562,541

Attachment 2

PORTLAND COMMUNITY MEDIA BUDGET

FISCAL YEAR 2008-09



PORTLAND COMMUNITY MEDIA
2766 NE Martin Luther King Jr. Blvd Portland OR 97212
Phone 503 288-1515 Fax 503 288-8173 www.pcmv.org

April 14, 2008

Norm Thomas, Chair
Mt Hood Cable Regulatory Commission
1120 SW Fifth Ave., Suite 1305
Portland, OR 97204

Dear Norm,

Enclosed are Portland Community Media's Operating and Capital Budgets for FY 2008-2009 as approved by the PCM Board of Directors at the March 25, 2008 meeting.

The operating budget was developed with the following assumptions:

1. The City Contract base funding is \$896,322.
2. PCM will continue to develop diversified revenue from grants, projects, new services and other sources.
3. PCM and MetroEast will continue to share the revenue and operating expenses of the OLLIE project.
4. Investment funds of up to \$149,341 may be used for operating expenses. These funds are expected to come from interest and not from investment principal.

The allocation for capital expenditures is \$645,661. The proposed capital budget focuses on the following primary objectives:

- Upgrading public access on-site, field and media education computers to provide updated capacity, technology and software
- Maintaining and improving mobile production capacity for Production Department and community volunteer producers through upgrades to production truck equipment
- Continuing implementation of Access 2.0 to adopt and integrate new technology to improve and expand delivery of community media services to community members, community based and non-profit organizations, youth and the viewing public
- Beginning replacement of DVCam decks at City Hall
- Upgrading PCM's capacity to integrate with standard broadcast technology through a Fiber optic CCU link
- Maintaining and upgrading equipment for youth media services
- Expansion of in-house server capacity to support additional demands

PCM appreciates the ongoing support of the MHCRC and looks forward to working with the Commission in the future as community media continues to develop and evolve in our community.

If you have any questions please feel free to contact me.

Sincerely,

Susan Salkield

Susan Salkield
Planning and Development Director

Cc: David Olson, Julie Omelchuck, Sebastian Rodriguez

Prepared March 21 2008

**PORTLAND COMMUNITY MEDIA
OPERATING & CAPITAL BUDGETS 2004-2009**

Account		ACTUAL 2004-2005	ACTUAL 2005-2006	ACTUAL 2006-2007	MIDYEAR ADJUSTED 2007-2008	APPROVED BUDGET 2008-2009
#	REVENUE:					
4000	Contract City Portland	741,828	756,356	774,846	867,292	896,322
4005	Franchise Mult. West	32,895	36,708	41,531	37,637	36,744
4100	Special Projects	26,421	79,154	91,273	110,000	110,000
4200	Community Service	6,660	6,140	6,970	10,000	10,000
4214	Access 2.0 Operating Support				30,720	28,160
4215	New Services Revenue				4,000	10,000
4250	Contributions			969	5,000	15,000
4300	Media Education	14,781	13,178	17,504	9,000	9,000
4301	MetroEast Ollie Reimbursement		33,541	33,722	41,007	41,007
4325	Youth Media	11,370	18,850	74,095	40,000	55,000
4326	Adventures Kit Revenue	1,394	93	160		
4350	CMRD					
4355	Grants/Capacity Building		27,000		10,000	10,000
4400	Board Community Fund Raising	2,188	0	14,955	10,000	10,000
4409	Energy Savings Project					
4410	Misc Income	26,808	8,764	2,954	3,229	4,000
4412	Damages paid for equipment	289	287	108		
4580	Tape / Disk Sales	17,973	17,871	18,038	20,000	20,000
4581	Dubbing	2,299	3,233	3,298	2,000	2,000
4585	User fees					
4700	Contract Interest - Delauney					
4710	Checking Acct. Interest	3,058	5,667	4,724	2,000	2,000
4711	Interest on Capital Funds			72	40,000	40,000
4715	Investment Fund Income	826	63	28		
4800	Interest Investments					
4805	Interest USB Bonds/Notes	33,783	17,572	1,034	25,000	25,000
4806	REIT Distribution Income		22,772			
4810	Dividends Investment	27,150	32,257	66,240	75,000	75,000
4811	Earnings Domini Investments					
4812	Lease Revenues					
4820	Interest - Internal					
4830	Gain of Sale	21,638	31,785	8,775		
4831	Unrealized Gain / Loss					
4908	PEG Capital grant-Sound track					
4909	Capital Grant income	308,710	526,984	540,960	565,006	645,661
4910	Capital Grant Ollie	102,957				
4911	Capital Grant Access 2.0				162,500	62,000
4998	Investment Funds Used	119,835			61,228	149,341
	TOTAL REVENUE	1,502,863	1,638,276	1,702,257	2,130,619	2,256,235

Account		ACTUAL 2004-2005	ACTUAL 2005-2006	ACTUAL 2006-2007	MIDYEAR 2007-2008	APPROVED BUDGET 2008-2009
#	EXPENSES:					
	STAFF RELATED					
5000	Payroll Wages	579,782	664,388	737,114	867,045	\$1,000,106
5100	Payroll Taxes	60,877	68,140	73,116	87,366	97,366
5110	403 (B) Contributions	18,620	12,428	12,075	12,000	16,000
5111	Medical & Dental Insurance	68,250	81,516	86,438	123,752	155,252
5112	Life & Disability Insurance	6,500	4,252	5,590	5,000	5,000

5200	Employee Recruitment	1,000	8,972	511	15,000	3,000
5300	Training & Education - Staff	10,000	12,934	5,884	20,000	20,000
5350	Training & Education - Board		2,450	1,715	5,500	5,500
5400	Travel - local	500	0	36		
5401	Travel - out of town	3,000	14,527	10,705	10,000	12,000
5500	Payroll Service	3,000	16,104	17,774	15,000	15,000
5501	Crew Food	1,000	976	199	1,500	1,500
	Subtotal	752,529	886,686	951,158	1,162,163	1,330,724

Account #	GENERAL OVERHEAD	ACTUAL 2004-2005	ACTUAL 2005-2006	ACTUAL 2006-2007	MIDYEAR 2007-2008	APPROVED BUDGET 2008-2009
6001	MCTV Education Dist.	39,850	40,647	17,403		
6010	Accounting Audit	10,000	9,843	15,495	10,000	10,000
6011	Inventory	500	0	0		
6020	Legal	5,000	24,815	1,741	10,000	10,000
6080	Computer Consulting	3,000	1,560	25,548	30,000	10,000
6090	Professional Services-admin	4,000	41,006	11,518	18,000	17,000
6096	Ollie Expenses		17,782	45,883	25,000	25,000
6098	VISTA Expenses		0	5,903	9,200	20,800
6097	Ollie Expenses MetroEast		12,420	9,016		
6095	Adventures in TV	30,000	5,749	33	5,000	5,000
6150	Annual Report	500	900			
6151	Needs Assessment	5,000				
6152	Board Planning				1,000	1,000
6178	News letter-community connect	2,400	1,948	1,884		
6179	News letter-tecno times					
6200	Office Supplies	7,000	17,092	19,992	12,000	12,000
6290	Charity Contribution		2,600	2,500		
6300	Printing - Outsourced	2,000	688	2,278	5,000	5,000
6301	Printing - InHouse	3,000	10,411	8,493	6,000	6,000
6400	Postage & Shipping	4,000	3,983	5,091	6,000	6,000
6410	Miscellaneous Expenses	2,000	898	(1,215)	250	250
6500	Vehicle Fuel	4,000	3,605	3,983	5,000	5,000
6505	Vehicle Parking	1,000	1,620	1,974	3,000	3,000
6580	Video Tapes	35,000	23,814	26,304	17,000	15,000
6581	Dubbing					
6670	Marketing					
6672	Advertising & Promo	15,000	4,175	7,390	5,000	2,000
6701	Pagers & Cell Phones	4,000	6,110	6,014	6,000	6,000
6702	Internet Access	4,000	571	384		
6703	Phone General	8,000	6,018	5,434	10,000	10,000
6708	Interest Miscellaneous	100		90		
6710	Computer Software	3,000	2,199	515	500	800
6712	Albina Bank Loan Charges		15,808	3,958		
6715	Bank Charges	1,800	3,857	5,456	8,000	8,000
6716	Investment Fees		6,918			
6720	Dues & Subscriptions	4,000	1,109	1,214	3,000	6,000
6729	Fees	2,000	6,944	6,179	2,000	2,000
6730	Fees/Video/Entry Fees	1,000		480	500	500
6800	Hospitality	5,000	15,539	23,545	12,000	12,000
	Subtotal	206,150	290,631	264,484	209,450	198,350

Account		ACTUAL	ACTUAL	ACTUAL	MIDYEAR	APPROVED
		2004-2005	2005-2006	2006-2007	2007-2008	BUDGET
						2008-2009
#	EQUIPMENT RELATED					
7000	Repair - parts	5,000	9,541	9,983	14,000	14,000
7005	Repair- Headend Expense	1,000	4,316	876	500	500
7010	Repair - small tools	500	4,539	2,757	1,000	1,000
7015	Repair - sub-contractor	28,000	42,898	33,241	26,500	26,500
7016	Repair City Council Chambers	2,000	557	147	1,000	1,000
7020	Replacement bulbs	3,000	323	1,980	1,500	1,500
7030	Replacement batteries	1,500	977	110	1,500	1,500
	Subtotal	41,000	63,151	49,094	46,000	46,000

Account		ACTUAL	ACTUAL	ACTUAL	MIDYEAR	APPROVED
		2004-2005	2005-2006	2006-2007	2007-2008	BUDGET
						2008-2009
#	BUILDING RELATED					
7500	Janitor Service	1,500	3,420	5,040	3,500	3,500
7502	Janitor Service			1,315		
7510	Janitorial Supplies	2,500	3,127	2,880	1,500	1,500
7620	Electricity	14,000	18,636	20,987	19,000	19,000
7622	Electricity Building # 2		1,380	1,690	2,500	2,500
7635	Garbage Removal	1,500	870	817	1,500	1,500
7640	Other Utilities	3,000	2,059	2,306	2,000	2,000
7642	Other Utilities # 2		700	825	2,000	2,000
7645	Natural Gas	1,500	2,506	4,034	2,500	2,500
7646	Natural Gas # 2		2,701	3,191	1,500	1,500
7650	Vehicle Maintenance	3,000	2,597	2,290	2,500	2,500
7660	Landscape Maintenance	800		808	1,500	1,500
7670	Building Maintenance	4,000	7,860	4,724	5,000	5,000
7680	Security Service	800	1,351	1,313	1,500	1,500
	Subtotal	32,600	47,206	52,219	46,500	46,500

Account		ACTUAL	ACTUAL	ACTUAL	MIDYEAR	APPROVED
		2004-2005	2005-2006	2006-2007	2007-2008	BUDGET
						2008-2009
#	OWNERSHIP COSTS					
9000	Insurance - liability	27,000	25,799	37,608	24,000	27,000
9100	Bad debts					
9820	Interest expense-self financed					
	Contingency					
	Subtotal	27,000	25,799	37,608	24,000	27,000

Account		ACTUAL	ACTUAL	ACTUAL	MIDYEAR	APPROVED
		2004-2005	2005-2006	2006-2007	2007-2008	BUDGET
						2008-2009
#	CAPITAL EXPENSE:					
1630	Production equipment	536,893	526,984	540,960	565,006	645,661
1640	Playback equipment					
	Access 2.0 Grant				162,500	62,000
	Transfer to Operations for salaries associated with capital projects				-85,000	-100,000
	TOTAL CAPITAL EXPENSE	536,893	526,984	540,960	642,506	607,661
	TOTAL EXPENSES	1,596,172	1,840,456	1,895,523	2,130,619	2,256,235

Prepared March 21, 2008

Portland Community Media

CAPITAL BUDGET

FY 2008 – 2009

The allocation for capital expenditures is \$645,661. The proposed capital budget focuses on the following objectives:

- Upgrading public access onsite, field and media education computers to provide updated capacity, technology and software
- Maintaining and improving mobile production capacity for Production Department and community volunteer producers through upgrades to production truck equipment
- Continuing implementation of Access 2.0 to adopt and integrate new technology to improve and expand delivery of community media services to community members, community based and non-profit organizations, youth and the viewing public
- Maintaining and upgrading equipment for youth media services
- Expansion of in-house server capacity to support additional demands

CAPITAL BUDGET DETAIL

Public Access

Apple onsite computer replacements	36,000	
Apple field computer replacements	28,000	
I book replacements--field	40,000	
I book replacements--media ed	28,000	
		132,000

New Technology

In house network and server expansion	20,000	
		20,000

Production

DVD Recorders	10,000	
Replace switchers in truck	47,000	
Truck camera replacement	180,000	
DVCam Decks for City Hall (four decks—four additional to be added in 2009/2010)	25,000	

Fiber optic CCU link (allows fiber connection to cameras with current broadcast infrastructure in facilities such as the Rose Garden)	32,661	294,661
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ACCESS 2.0

Continued website and database development	5,000	
Expanded External Network Connection	2,500	
VOD server	4,500	
D9 mastering deck replacement	44,000	56,000

Youth Media (OLLIE and Adventures in Television)

Equipment upgrade	10,000	10,000
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Administration

Computers and Office Machines	10,000	
ACCPAC system upgrade	3,000	
Upgrades and system maintenance for general office systems	5,000	
Telephone system upgrade and buildout	3,000	
Furniture and chairs	2,000	
Personnel expenses related to capital projects	100,000	123,000

Contingency

Video decks	2,000	
Other	8,000	10,000

TOTAL	\$645,661	
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MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 05/22/08
 Agenda Item #: R-4
 Est. Start Time: 10:05 AM
 Date Submitted: 05/08/08

Agenda Title: **PUBLIC HEARING and Consideration of a RESOLUTION Establishing Fees and Charges for Chapter 27, Community Services, of the Multnomah County Code and Repealing Resolution No. 07-110**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 **Amount of Time Needed:** 5 minutes
Department: Non-Departmental **Division:** Chair's Office
Contact(s): Denise Kleim, Senior Business Operations Manager, City of Portland Bureau of Development Services
Phone: (503) 823-7338 **Ext.** _____ **I/O Address:** 299/5000/Kleim
Presenter(s): Denise Kleim

General Information

1. What action are you requesting from the Board?

Adopt Resolution increasing environmental soils fees in the area served by the City of Portland under intergovernmental agreement for MCC Chapter 27, Business and Community Services, and repealing Resolution No. 07-110, effective July 1, 2008. All other fees are unchanged.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The City of Portland is proposing an overall revenue increase in environmental soils fees of 5%. The Portland City Council has directed that our construction-related operations be 100% fee supported. The increase in fees will allow this program to address a long-standing deficit.

Fee changes are not made easily – or often. We know these changes affect our customers' work and their willingness to do business in this area. Our interests are in maintaining current levels of service, and increasing our effectiveness on both our customers' and the community's behalf.

3. Explain the fiscal impact (current year and ongoing).

The increase in fees covers actual costs of services.

4. Explain any legal and/or policy issues involved.

Complies with ORS 294.160 and MCC Chapter 27.

5. Explain any citizen and/or other government participation that has or will take place.

The County is holding the public hearing as required under ORS 294.160.

Required Signature

Elected Official or
Department/
Agency Director:

TED WHEELER

Date: 05/08/08



MULTNOMAH COUNTY



PROPOSED FEE SCHEDULES

Effective July 1, 2008

- 1) **Building & Other Permits** *Mult Co - Chapter 29, Building Regulations*
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5.0%
 - Home Occupation Permit - 5%
 - Pre-Development Conference increase from \$950 to \$1,400
 - Zoning Inspection Fee 5.0%
 - Zoning Permit Fee 5.0%

- 2) **Electrical** *Mult Co - Chapter 29, Building Regulations*
 - 5% Overall Increase
 - Add Renewable Energy (same as Services or Feeders)
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5%

- 3) **Mechanical** *Mult Co - Chapter 29, Building Regulations*
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5%

- 4) **Plumbing** *Mult Co - Chapter 29, Building Regulations*
 - 5% Overall Increase
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5%

- 5) **Land Use Services** *Mult Co - MCC 11.05 Land Use General Prov...*
 - ~Changes to fees to equal or greater to what the City fee will be

- 6) **On-Site Sewage Disposal - 5%** *Mult Co - Chapter 27, Business and Comm Services*

- 7) **Site Development - 7.3% (Work done in County but not adopted by Multnomah County; still working on this).**

Monday, May 12, 2008, 1:30 - 3:30pm; County Board Staff Meeting
Thursday, May 22, 2008, 9:30am; County Commissioners Board Meeting

File: H:\Fin\Fee Increase July 2008\Multnomah County\
Proposed_MULTCO_Fee_Schedules_Effective_7-1-2008.xls

MULTNOMAH COUNTY

**Proposed
Building and Other Permits Fee Schedule**

Effective Date: July 1, 2008

Revised: April 15, 2008

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and, \$125 ~~\$140~~ per hour or fraction of an hour
project management activities. Minimum - 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Home Occupation Permit

Initial Permit ~~\$144~~ \$117

Annual Renewal ~~\$144~~ \$117

Late charge for delinquent permits \$5 per month

Master Permit/Facilities Permit Program

Annual Registration Fee:

Site with one building \$150

Site with two buildings \$250

Site with three buildings \$350

Site with four buildings \$425

Site with five or more buildings \$500

For projects valued at \$600,000 or less:

Building orientations, inspection, plan review, \$156 ~~\$165~~ per hour or fraction of an hour
and administrative activities Minimum - 1 hour for each inspection

For projects exceeding \$600,000 value:

Building inspection and plan review Fee based on project valuation and building permit fee schedule

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Pre-Development Conference Fee

For an optional meeting held prior to application \$950 \$1,400
for building permits for projects that contain complex
or multiple issues in land use, zoning, engineering
transportation, stormwater management, building,
and fire codes.

MULTNOMAH COUNTY

**Proposed
Building and Other Permits Fee Schedule**

Effective Date: July 1, 2008

Revised: April 15, 2008

Zoning Inspection Fee

Applies to all new construction and any other permit requiring Planning/Zoning approval.

For 1 & 2 family dwellings: ~~\$79~~ \$83

For commercial and all other: ~~48%~~ 19% of the building permit or ~~\$79~~ \$83
whichever is greater.

Zoning Permit Fee

Fee for ensuring conformance of zoning code standards.

For 1 & 2 family dwellings: ~~\$30~~ \$32

For commercial and all other: Fee is based on project valuation and the
commercial building permit fee table plus 65%
plan review / process fee.

Minimum commercial zoning permit fee is ~~\$104~~ \$106

MULTNOMAH COUNTY

**Proposed
Electrical Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

New Residential		
Single or multi-family, per dwelling unit. Include attached garage. Service included.		
1,000 square feet or less	\$195	<u>\$207</u>
Each additional 500 sq ft or portion thereof	\$42	<u>\$45</u>
Limited Energy Install 1 & 2 Family	\$42	<u>\$45</u>
Limited Energy Install Multi-Family	\$42	<u>\$45</u>
Each Manufactured Home or Modular Dwelling Service and/or Feeder	\$115	<u>\$122</u>
Services or Feeders		
Installation, alteration or relocation		
200 amps \ 5 kva or less	\$100	<u>\$106</u>
201 to 400 amps \ 5.01 to 15 kva	\$142	<u>\$151</u>
401 to 600 amps \ 15.01 to 25 kva	\$187	<u>\$198</u>
601 amps to 1,000 amps	\$285	<u>\$300</u>
Over 1,000 amps or volts	\$524	<u>\$550</u>
Reconnect only	\$94	<u>\$96</u>
Renewable Energy		
<u>Installation, alteration or relocation</u>		
<u>200 amps \ 5 kva or less</u>	\$106	<u>\$106</u>
<u>201 to 400 amps \ 5.01 to 15 kva</u>	\$151	<u>\$151</u>
<u>401 to 600 amps \ 15.01 to 25 kva</u>	\$198	<u>\$198</u>
Temporary Services or Feeders		
Installation, alteration or relocation		
200 amps or less	\$89	<u>\$94</u>
201 amps to 400 amps	\$136	<u>\$143</u>
401 amps to 600 amps	\$172	<u>\$181</u>
over 600 amps or 1,000 volts (see above)		
Branch Circuits		
New, alteration or extension per panel		
a. The fee for branch circuits with the purchase of service or feeder fee	\$9	
b. The fee for branch circuits without the purchase of service or feeder fee:		
First branch circuit	\$83	<u>\$88</u>
Each additional branch circuit	\$9	

MULTNOMAH COUNTY

**Proposed
Electrical Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Miscellaneous	
(Service or feeder not included)	
Each pump or irrigation circle	\$72 <u>\$77</u>
Each sign or outline lighting	\$72 <u>\$77</u>
Signal circuit(s) or a limited energy panel, alteration or extension	\$72 <u>\$77</u>
Borderline Neon	\$140 <u>\$156</u> per elevation
Wall washing of non-illuminated signs	\$58 <u>\$61</u> per square foot
Field Issuance Remodel Program	
For 1 & 2 family dwelling alterations/remodels.	
One-time Registration Fee:	\$200 per contractor
Inspection, plan review, administrative and, project management activities.	\$125 <u>\$140</u> per hour or fraction of an hour Minimum - 1 hour for each inspection
Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.	
Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.	
Master Permit/Facilities Permit Program	
Inspection, plan review, and administrative activities	\$156 <u>\$165</u> per hour or fraction of an hour Minimum - 1 hour for each inspection

MULTNOMAH COUNTY

**Proposed
Mechanical Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and, \$125 ~~\$140~~ per hour or fraction of an hour
project management activities. Minimum - 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Master Permit/Facilities Permit Program

Inspection, plan review, and administrative activities

~~\$156~~ ~~\$165~~ per hour or fraction of an hour
Minimum - 1 hour for each inspection

MULTNOMAH COUNTY

**Proposed
Plumbing Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

New 1 & 2 Family Dwellings Only

(includes 100 feet for each utility connection)

With one bath	\$365	<u>\$383</u>
With two baths	\$548	<u>\$575</u>
With three baths	\$639	<u>\$671</u>
Each additional bath/kitchen	\$152	<u>\$160</u>

Site Utilities

Catch basin/area drain inside building	\$26.50	<u>\$28</u>
Manufactured home utilities	\$65	<u>\$68</u>

The following fees for exterior lines are in addition to the fees. The prices listed below are for the first 100 feet.

Rain drain (no. of linear feet)	\$84	<u>\$85</u>
Sanitary sewer (no. of linear feet)	\$84	<u>\$85</u>
Storm sewer (no. of linear feet)	\$84	<u>\$85</u>
Water service (no. of linear feet)	\$84	<u>\$85</u>
Each additional 100 feet or portion thereof	\$64	<u>\$64</u>

Interior Mainline Piping

Water Piping - first 100 feet	\$84	<u>\$85</u>
Drainage Piping - first 100 feet	\$84	<u>\$85</u>
Each additional 100 feet or portion thereof	\$64	<u>\$64</u>

Fixture or Item

Back flow preventer	\$26.50	<u>\$28</u>
Backwater valve	\$26.50	<u>\$28</u>
Basins/lavatory	\$26.50	<u>\$28</u>
Clothes washer	\$26.50	<u>\$28</u>
Dishwasher	\$26.50	<u>\$28</u>
Drinking fountains	\$26.50	<u>\$28</u>
Ejectors/Sump	\$26.50	<u>\$28</u>
Expansion tank	\$26.50	<u>\$28</u>
Fixture/sewer cap	\$26.50	<u>\$28</u>
Floor drains/floor sinks/hubb	\$26.50	<u>\$28</u>
Garbage disposal	\$26.50	<u>\$28</u>
Hose bibb	\$26.50	<u>\$28</u>
Ice maker	\$26.50	<u>\$28</u>
Interceptor/grease trap	\$26.50	<u>\$28</u>
Primer(s)	\$26.50	<u>\$28</u>

MULTNOMAH COUNTY

**Proposed
Plumbing Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Fixture or Item (continued)		
Replacing in-building water supply lines:		
Residential:		
First floor	\$58	\$61
Each additional floor	\$23	\$24
Commercial:		
First 5 branches	\$58	\$61
Each fixture branch over five	\$14	\$15
Roof drain (commercial)	\$26.50	\$28
Sewer cap	\$72	\$76
Sink(s) Basin(s) Lav(s)	\$26.50	\$28
Solar units (potable water)	\$62	\$65
Storm water retention/detention tank/facility	\$73	\$77
Sump	\$26.50	\$28
Tubs/shower/shower pan	\$26.50	\$28
Urinal	\$26.50	\$28
Water closet	\$26.50	\$28
Water heater	\$26.50	\$28
Other:	\$26.50	\$28
Minimum Fee	\$58	\$61
Field Issuance Remodel Program		
For 1 & 2 family dwelling alterations/remodels.		
One-time Registration Fee:	\$200 per contractor	
Inspection, plan review, administrative and project management activities.	\$125 \$140 per hour or fraction of an hour Minimum - 1 hour for each inspection	
Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.		
Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.		
Master Permit/Facilities Permit Program		
Inspection, plan review, and administrative activities	\$156 \$165 per hour or fraction of an hour Minimum - 1 hour	

MULTNOMAH COUNTY

**Proposed
Plumbing Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Medical Gas Systems

Total Value of Construction Work to be Performed:

\$1 - \$500	\$52 \$55 minimum fee
\$501 - \$2,000	\$52 \$55 for the first \$500, plus \$5 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 - \$25,000	\$127 \$130 for the first \$2,000, plus \$48 \$19 for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 - \$50,000	\$544 \$567 for the first \$25,000, plus \$44 \$15 for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 - \$100,000	\$894 \$942 for the first \$50,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 and up	\$1,344 \$1,392 for the first \$100,000, plus \$8 for each additional \$1,000 or fraction thereof

Rainwater Harvesting Systems

Total Value of Construction Work to be Performed:

\$1 - \$500	\$52 \$55 minimum fee
\$501 - \$2,000	\$52 \$55 for the first \$500, plus \$5 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 - \$25,000	\$127 \$130 for the first \$2,000, plus \$48 \$19 for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 - \$50,000	\$544 \$567 for the first \$25,000, plus \$44 \$15 for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 - \$100,000	\$894 \$942 for the first \$50,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 and up	\$1,344 \$1,392 for the first \$100,000, plus \$8 for each additional \$1,000 or fraction thereof

Residential Fire Suppression Systems

Residential multi-purpose and stand alone fire suppression system fees are based on the square footage of the structure as follows:

0 to 2,000 sq ft	\$53	\$56
2,001 to 3,600 sq ft	\$78	\$82
3,601 to 7,200 sq ft	\$104	\$109
7,201 sq ft and greater	\$129	\$135

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Land Use Reviews		
Adjustment Review (Type II)		
Residential - Fences / Decks / Eaves	\$1,250	
Residential - Lots with existing single-dwelling units	\$1,722	
All other residential adjustments	\$1,615	
Non-Residential or Mixed Use	\$1,729	
Comprehensive Plan and Zone Map Amendment (Type III)	\$19,944	<u>\$20,768</u>
Single Family Residential to Single Family Residential Upzoning (Type III)	\$11,490	<u>\$11,976</u>
Conditional Use		
Type I	\$2,525	
Minor (Type II)	\$3,363	<u>\$3,367</u>
Radio Frequency Facilities (Type II)	\$4,271	<u>\$4,440</u>
Major - New (Type III)	\$11,170	<u>\$11,250</u>
Major - Existing	\$5,420	<u>\$5,500</u>
Major - Radio Frequency	\$11,664	<u>\$12,157</u>
Design Review	\$0.0048	<u>\$0.0050</u> of valuation
Major (Type III)	minimum \$5,669	<u>\$5,896</u>
	maximum \$22,770	<u>\$23,681</u>
Minor A (Type I & II) --except as identified in Minor B and Minor C, including residential projects with 2 or more units; and --radio frequency facilities	minimum \$3,488	maximum \$6,915
Minor B (Type I & II) --Includes residential projects with 1 unit --Improvements with valuation under \$5,000 but more than \$2,500 --Parking areas 10,000 sq. ft. or less --Awnings, signs, rooftop mechanical equipment --Lighting projects --Remodels affecting less than 25 consecutive linear ft. of frontage	minimum \$785	maximum \$3,325
Minor C (Type I & II) --Improvements not identified in Minor B with valuation \$2,500 or less --Fences, freestanding & retaining walls, gates --Colors in historic districts	\$650	
Modifications Through Design Review	\$300	

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Environmental Review (Type I)	\$655	
Environmental Review (Type II)		
Residential Use (only)	\$2,224	<u>\$2,225</u>
Non-residential or mixed use	\$3,224	<u>\$3,225</u>
Environmental Review Protection Zone (Type III)	\$5,850	<u>\$5,930</u>
Environmental Violation Review		
Type II required	\$3,486	<u>\$3,490</u>
Type III required	\$7,033	<u>\$7,341</u>
Undividable lot with existing single dwelling unit	\$4,890	<u>\$4,970</u>
Final Plat Review / Final Development Review (for Planned Development or Planned Unit Development) (Type I)		
If preliminary was Type I with no street	\$1,760	
If preliminary was Type I or IIx with a street	\$3,662	
If preliminary was Type II / IIx with no street	\$3,662	
If preliminary was Type III	\$6,036	
Greenway (Type II)		
Residential Use (only) or Simple Non-Residential or Mixed Use	\$4,224	<u>\$1,225</u>
Non-residential or mixed use	\$4,256	<u>\$4,260</u>
Historic Landmark Designation		
Individual properties (Type III)	\$3,973	
Multiple properties or districts (Type III)	\$4,774	
Demolition Review (Type IV)	\$5,434	<u>\$5,651</u>
Impact Mitigation Plan		
Amendment (Minor) (Type II)	\$3,308	<u>\$3,439</u>
Implementation (Type II)	\$3,633	<u>\$3,637</u>
New / Amendment (Major) (Type III)	\$22,820	<u>\$22,900</u>
Amendment (Use) (Type III)	\$6,354	<u>\$6,434</u>
Land Division Review		
Type I	\$5,267 + \$175 per lot, plus \$900 if new street	
Type IIx	\$6,664 <u>\$6,665</u> + \$175 per lot, plus \$900 if new street	
Type III	\$9,789 <u>\$9,869</u> + \$175 per lot, plus \$900 if new street	
Partition with Concurrent Environmental Review (Type III)	\$5,765 <u>\$5,845</u> + \$200 per lot, plus \$900 if new street	
Subdivision with Concurrent Environmental Review (Type III)	\$9,990 <u>\$10,070</u> + \$200 per lot, plus \$900 if new street	

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Land Division Amendment Review			
	Type I	\$2,000	
	Type Iix	\$2,736	<u>\$2,740</u>
	Type III	\$8,604	<u>\$8,681</u>
Living Smart House Plans			
Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)			
Lot Consolidation (Type I)		\$1,300	
Master Plan			
Minor Amendments to Master Plans (Type II)		\$7,379	<u>\$7,383</u>
New Master Plans or Major Amendments to Master Plans (Type III)		\$13,788	<u>\$13,868</u>
Non-conforming Situation Review (Type II)		\$4,337	<u>\$4,341</u>
Non-conforming Status Review (Type II)		\$2,236	<u>\$2,240</u>
Planned Development Review			
	Type Iix	\$4,134	<u>\$4,138</u>
	Type III	\$7,564	<u>\$7,644</u>
Planned Development Amendment / Planned Unit Development Amendment			
	Type Iix	\$2,862	<u>\$2,866</u>
	Type III	\$8,373	<u>\$8,453</u>
Statewide Planning Goal Exception (Type III)		\$30,373	<u>\$30,453</u>
Tree Preservation Violation Review			
	Type II	\$2,736	<u>\$2,740</u>
	Type III	\$7,183	<u>\$7,263</u>
Tree Review			
	Type I	\$2,000	
	Type II	\$2,736	<u>\$2,740</u>
Zoning Map Amendment (Type III)		\$6,078	<u>\$6,158</u>
Other Unassigned Reviews			
	Type I	\$2,492	
	Type II / Iix	\$2,978	<u>\$2,982</u>
	Type III	\$7,183	<u>\$7,263</u>

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Early Assistance Services		
Appointment for Early Land Use Review Assistance	\$150 per hour	
Design Advice Request	\$1,501	<u>\$1,561</u>
Early Pre-Submittal Plan Review	\$415	<u>\$120</u> per hour
Hourly Rate for Land Use Services	\$415	<u>\$120</u>
Pre-Application Conference	\$2,160	
Remedial Action Exempt Review - Conference	<u>\$500</u>	
Zoning Confirmation		
Tier A (Bank Letter, New DMV)	\$277	
Tier B (Zoning/Development Analysis, Non-conforming Standard Evidence, Notice of Use Determination)	\$804	
Other Planning Services		
Appeals		
Type II / IIx	\$250	
Type III	1/2 of application fee	
Demolition Delay Review	\$161	<u>\$167</u>
DMV Renewal	\$49	<u>\$51</u>
Expert Outside Consultation (above base fee)	\$86	<u>\$89</u> per hour
Lot Segregation Confirmation	\$466	<u>\$485</u>
Lot Segregation Confirmation with Property Line Adjustment	\$1,046	
Plan Check		
Residential and commercial	\$1.52	<u>\$1.58</u> per \$1,000 valuation, \$60 <u>\$62</u> minimum
Community Design Standards Plan Check	\$0.005	<u>\$0.0052</u> of valuation (add to base fee)
Environmental Plan Check	\$727	(add to base fee)
Environmental Violation Plan Check	\$850	(add to base fee)
Property Line Adjustment	\$941	
Remedial Action Exempt Review - Simple	<u>\$2,400</u>	
Remedial Action Exempt Review - Complex	<u>\$3,900</u>	
Renotification Fee	\$493	
Transcripts	Actual cost	

Multnomah County

**Proposed
On-Site Sewage Disposal Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Site Evaluation		
Site Evaluation - Land Feasibility Study (LFS)		
Up to 600 gallons	\$725	<u>\$761</u>
Large systems (601 - 2,500 gallons) Additional fee charged per 500 gallons	\$247	<u>\$259</u>
Single Family Dwelling Only		
Evaluation for Temporary or Health Hardship Mobile Home		
Biennial Inspection	\$468	<u>\$491</u>
New Residential Construction - Installation Permit		
Up to 600 gallons		
Advanced Treatment Technology	\$1,294	<u>\$1,359</u>
Capping Fill	\$1,294	<u>\$1,359</u>
Sandfiltration	\$1,294	<u>\$1,359</u>
Pressure Distribution	\$1,294	<u>\$1,359</u>
Tile Dewatering	\$1,294	<u>\$1,359</u>
Standard On-Site System	\$952	<u>\$1,000</u>
Seepage Trench	\$952	<u>\$1,000</u>
Gray Water Waste Disposal Sump	\$488	<u>\$512</u>
Other	\$952	<u>\$1,000</u>
Residential Repair Permit		
Up to 600 gallons		
Major Septic Tank/Drainfield	\$507	<u>\$532</u>
Minor Septic Tank	\$254	<u>\$264</u>
Single Family, Two or More Family, and Commercial Facilities		
All Pumping Systems With Single Pump, Excluding Sandfilters		
Single Pump Systems	\$75	<u>\$79</u>
Alteration Permit		
Major Cesspool	\$957	
Major Septic Tank/Drainfield	\$957	<u>\$1,005</u>
Minor Septic Tank	\$488	<u>\$512</u>
Authorization Notice		
Without Field Visit	\$247	<u>\$259</u>
With Field Visit	\$687	<u>\$721</u>

Multnomah County

**Proposed
On-Site Sewage Disposal Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Single Family, Two or More Family, and Commercial Facilities (continued)		
Decommission Cesspool/Septic Tank		
Abandonment - without site visit	\$94	<u>\$96</u>
Abandonment - with site visit and another on-site permit	\$94	<u>\$96</u>
Abandonment - with site visit, but no other on-site permit	\$189	<u>\$198</u>
Existing System Evaluation	\$589	<u>\$618</u>
Holding Tank, Sand Filtration, or Advanced Treatment Technology		
Annual Inspection	\$426	<u>\$447</u>
Two or More Family and Commercial Facilities		
Commercial Facilities System Plan Review		
To be charged in addition to commercial construction and repair permit fees.		
601 - 2,500 gallons	\$572	<u>\$601</u>
Commercial Repair Permit		
Up to 600 gallons		
Major Alternative System	\$1,294	<u>\$1,359</u>
Major Septic Tank/DF	\$952	<u>\$1,000</u>
Minor Holding Tank	\$952	<u>\$1,000</u>
Minor Septic Tank	\$488	<u>\$512</u>
Large system (601 - 2,500 gallons)		
Additional fee charged per 500 gallons	\$124	<u>\$127</u>
New Commercial Construction - Installation Permit		
Up to 600 gallons		
Advanced Treatment Technology	\$1,294	<u>\$1,359</u>
Alternative System	\$1,294	<u>\$1,359</u>
Sandfiltration	\$1,294	<u>\$1,359</u>
Holding Tank	\$952	<u>\$1,000</u>
Septic Tank/Drainfield	\$952	<u>\$1,000</u>
Large systems (601 - 2,500 gallons)		
Additional fee charged per 500 gallons	\$124	<u>\$127</u>

Multnomah County

**Proposed
On-Site Sewage Disposal Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Miscellaneous		
Annual Report for Annual Evaluation for Advance Treatment Technology On-Site System	\$75	<u>\$79</u>
Certification of On-site Sewage Disposal Multnomah County Land Use Sign Off		
Without site visit	\$104	<u>\$109</u>
With site visit	\$194	<u>\$204</u>
Permit Transfer, Reinstatement, or Renewal		
Without Field Visit	\$247	<u>\$259</u>
With Field Visit	\$687	<u>\$721</u>
Pumper Truck Inspection		
First Truck	\$240	<u>\$252</u>
Second Truck	\$97	<u>\$102</u>
Reinspection Fee		
Residential	\$486	<u>\$510</u>
Commercial	\$486	<u>\$510</u>

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Establishing Fees and Charges for Chapter 27, Community Services, of the Multnomah County Code and Repealing Resolution No. 07-110

The Multnomah County Board of Commissioners Finds:

- a. The Multnomah County Code provides that the Board shall establish certain fees and charges by resolution.
- b. On June 7, 2007, the Board adopted Resolution 07-110 establishing fees for MCC Chapter 27, Community Services.
- c. Multnomah County has entered into intergovernmental agreements with the cities of Gresham and Portland to administer and enforce MCC § 27.051, Subsurface Sewage Inspections and Permits.
- d. The City of Portland will increase the fees charged for on-site sewage disposal within the Portland Urban Services Boundary effective July 1, 2008.
- e. It is necessary to establish the new fees for MCC Chapter 27, Community Services, by updating the on-site sewage disposal fees for the areas of unincorporated Multnomah County covered by the intergovernmental agreement between the County and the City of Portland.
- f. All other fees and charges established by Resolution 07-110 remain the same.

The Multnomah County Board of Commissioners Resolves:

1. The fees and charges for Chapter 27, Community Services, of the Multnomah County Code are set as follows:

Section 27.051. SUBSURFACE SEWAGE INSPECTION AND PERMIT FEES.

SITE EVALUATION	
Site Evaluation – Land Feasibility Study (LFS)	
Up to 600 gallons	\$761
Large systems (601 – 2,500 gallons) Additional fee charged per 500 gallons	\$259
SINGLE FAMILY DWELLING ONLY	
Evaluation for Temporary or Health Hardship Mobile Home	
Biennial inspection	\$491
New Residential Construction – Installation Permit	
Up to 600 gallons	
Advanced Treatment Technology	\$1,359
Capping Fill	\$1,359
Sandfiltration	\$1,359
Pressure Distribution	\$1,359
Tile Dewatering	\$1,359
Standard On-Site System	\$1,000

Seepage Trench	\$1,000
Gray Water Waste Disposal Sump	\$512
Other	\$1,000
Residential Repair Permit Up to 600 gallons	
Major Septic Tank/Drainfield	\$532
Minor Septic Tank	\$264
SINGLE FAMILY, TWO OR MORE FAMILY, AND COMMERCIAL FACILITIES	
All Pumping Systems With Single Pump, Excluding Sandfilters	
Single Pump Systems	\$79
Alteration Permit	
Major Septic Tank/Drainfield	\$1,005
Minor Septic Tank	\$512
Authorization Notice	
Without Field Visit	\$259
With Field Visit	\$721
Decommission Cesspool/Septic Tank	
Abandonment – without site visit	\$96
Abandonment – with site visit and another on-site permit	\$96
Abandonment – with site visit, but no other on-site permit	\$198
Existing System Evaluation	\$618
Holding Tank, Sand Filtration, or Advanced Treatment Technology	
Annual Inspection	\$447
TWO OR MORE FAMILY AND COMMERCIAL FACILITIES	
Commercial Facilities System Plan Review To be charged in addition to commercial construction and repair permit fees.	
601 – 2,500 gallons	\$601
Commercial Repair Permit Up to 600 gallons	
Major Alternative System	\$1,359
Major Septic Tank/DF	\$1,000
Minor Holding Tank	\$1,000
Minor Septic Tank	\$512
Large system (601 – 2,500 gallons) Additional fee charged per 500 gallons	\$127

New Commercial Construction – Installation Permit Up to 600 gallons	
Advanced Treatment Technology	\$1,359
Alternative System	\$1,359
Sandfiltration	\$1,359
Holding Tank	\$1,000
Septic Tank/Drainfield	\$1,000
Large systems (601 – 2,500 gallons) Additional fee charged per 500 gallons	\$127
MISCELLANEOUS	
Annual Report for Annual Evaluation for Advance Treatment Technology On-Site System	\$79
Certification of On-site Sewage Disposal Multnomah County Land Use Sign Off	
Without site visit	\$109
With site visit	\$204
Living Smart House Plans Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)	
Permit Transfer, Reinstatement or Renewal	
Without Field Visit	\$259
With Field Visit	\$721
Pumper Truck Inspection	
First Truck	\$252
Second Truck	\$102
Reinspection Fee	
Residential	\$510
Commercial	\$510

Section 27.052. MISCELLANEOUS PERMIT FEES.

See Exhibit A attached.

**Section 27.053. PLAN REVIEW AND INSPECTION OF UNDERGROUND INSTALLATIONS
AND STREET INTERSECTIONS.**

See Exhibit B attached

Section 27.054: ROAD VACATION APPLICATION.

Feasibility study:	\$200.00
Application:	120% of estimated costs
Minimum:	\$1,000.00 plus \$65.00 for posting

Section 27.055. STREET AND ROAD WIDENING PERMITS.

(B) The construction permit deposit schedule for engineering, design, project management, and administration shall be as follows:

Project Cost as Estimated by the County	Deposit
Minimum Deposit at the time of application	800.00
\$4,000.00 to \$10,000.00	20%
\$20,000.00 to \$50,000.00	\$2,000.00 plus 12.0% over \$10,000.00
\$50,000.00 and over	\$6,800.00 plus 10.0% over \$50,000.00

Section 27.056. MISCELLANEOUS PUBLIC WORKS FEES.

For services provided by the department in connection with design, plan review and inspection of items not set forth elsewhere, the department shall charge fees sufficient to cover the actual cost of services. The following are deposits only. The actual charges will be based on actual costs including overhead and other related costs, determined at the completion of the project. The difference between the actual costs and the deposit will either be billed or refunded to the permit holder.

Project cost as Estimated by the county	Deposit
Minimum deposit at the time of application	\$800.00
\$4,000.00 to \$10,000.00	\$20%
\$10,000.00 to \$50,000.00	\$2,000.00 plus 12.0% over \$10,000.00
\$50,000.00 and over	\$6,800.00 plus 10.0% over \$50,000.00

Section 27.059. ZONE REVIEW AND ZONING INSPECTIONS.

For conducting any zone review prior to the issuance of a building or mobile home permit, the department shall charge a fee of \$25.00 or 15 percent of the permit fee, whichever is greater; provided that the fee for review of applications for permits to construct one-or two-family dwellings shall not exceed \$25.00. Zoning review fees are payable upon permit application. For conducting any zoning inspection during construction or after completion of construction, the department shall charge a fee equal to the greater of \$25.00 or 35 percent of the building permit fee, to be collected at the time the permit is issued, provided, however, that no fee for zoning inspection of one- and two-family dwellings shall exceed \$25.00. Zoning inspection fees are payable upon permit issuance.

Section 27.060. FILING OF MAP SURVEYS.

A fee of \$225.00 shall accompany each filing of a map of survey

Section 27.061. FEES FOR CERTAIN DOCUMENTS; PUBLIC LAND CORNER PRESERVATION ACCOUNT.

Document filing fee: \$5.00

Section 27.062. COUNTY SURVEYOR FEES.

(A) Fees are based on the following procedures and requirements on partition, subdivision and condominium plats.

- (1) Submit a boundary survey to the County surveyor a minimum of 30 days prior to the submission of the final subdivision or condominium plat. If warranted, the county surveyor may waive this requirement.
- (2) In addition to the requirements of ORS 209.250, a survey, and a partition plat if a separate survey has not been filed shall show all obvious encroachments or hiatus created by deeds, buildings, fences, cultivation, previous surveys and plats, or similar means and any other conditions that may indicate that the ownership lines as surveyed may be different than those shown on the survey.
- (3) The county surveyor may refuse to approve a plat if the surveyor finds an encroachment or hiatus. Evidence that the hiatus or encroachment has been eliminated may be required, or the county surveyor may require that it be shown on the plat if it cannot be eliminated.
- (4) All partition, subdivision, and condominium final plats, including those inside city limits, shall be checked and approved by the county surveyor prior to recording. No plat shall be recorded without such approval. This approval by the county surveyor shall be valid for 30 days from the date of approval to the date submitted for recording, after 30 days the approval is withdrawn and must be resubmitted.
- (5) All partition, subdivision, and condominium final plats submitted for approval shall be accompanied by a report, issued by a title insurance company, or authorized agent to perform such service in Oregon, setting forth ownership and all easements of record, together with a copy of the current deed and easements for the platted property, and copies of the deeds for all abutting properties and other documentation as required by the county surveyor. The report shall have been issued no more than 15 days prior to plat submittal to the county surveyor. A supplemental report may be required by the county surveyor.

(B) A deposit for the following county surveyor functions shall be made with the submission of the material. The final fee will be determined at completion of the project based on actual costs incurred by Multnomah County including overhead and other related costs. The difference between the actual costs and the deposit will be paid prior to approval of the final plat or refunded to the applicant except for post-monumented plats, which will not be refunded until after completion of the interior monumentation; the survey filing fee is non-refundable.

- (1) Partition Plat Review, the deposit shall be:

Base Deposit	\$675.00 plus
Survey filing Fee	\$225.00

- (2) Pre-monumented Plat Review, the deposit shall be:

Base Deposit	\$900.00 plus
Survey Filing Fee	\$225.00 plus
Per Lot, Tract, or Parcel	\$ 50.00 each, plus
Per gross acre of the subdivision if the average Lot size exceeds 15,000 sq. ft	\$ 31.00 per acre

- (3) Post-Monumented Plat Review, the deposit shall be:

An estimate by the county surveyor based on the complexity of the plat at 120 percent of the estimate; the minimum deposits shall be:

Base Deposit	\$1,000.00 plus
Survey Filing Fee	\$225.00 plus
Per Lot, Tract, or Parcel	\$75.00 each, plus
Per gross acre of the subdivision if the average lot size exceeds 15,000 sq. ft.	\$31.00 per acre

- (4) For Condominium Plat Review, the deposit shall be:

Base Deposit	\$1,000.00 plus
Deposit Per Page	\$50.00
Survey Filing Fee	\$225.00

- (5) For Condominium Plat Amendment Review, the deposit shall be:

Base Deposit	\$500.00 plus
Survey Filing Fee	\$225.00

- (C) Posting of street vacations in accordance with ORS 271.230(2) \$ 65.00
- (D) Review, Approval, and Posting of Affidavits of correction \$ 45.00 plus county clerk's recording fee
- (E) For services required by ORS 100.115 in connection with reclassification or withdrawal of variable property from unit ownership as provided in ORS 100.115(1) or (2), or removal of property from any condominium plat as provided in ORS 100.600(2), the fee will be \$150.00.
- (F) In accordance with ORS 92.070(5), (1997), relating to the reestablishment of Subdivision Plat Monuments and the review and recordation of the required surveyor's affidavit in support thereof, the affidavit recording fee shall be \$100.00 plus the county clerk's recording fee.
- (G) In accordance with ORS 100.115(6), (1997), relating to Declaration Amendment Review service, the fee shall be \$100.00 plus the county clerk's recording fee.

Section 27.064. BOOK OF RECORDS.

Minimum per roll of 16mm:	\$12.00
Minimum per roll for 35mm microfilm:	\$15.00
Minimum for microfiches:	\$ 2.00

Section 27.065. MAP REPRODUCTIONS AND LOANS.

For the services of the department in reproducing and loaning maps, fees shall be charged in accordance with the following schedules:

Standard Weight	Blackline	Sepia
¼ Section 30 inches x 36 inches	\$3.00	\$5.00
600 Scale 21 inches x 33 inches	\$2.00	\$3.00
Plat 18 inches x 24 inches	\$2.00	\$2.00
1,000 Scale 13 inches x 21 inches	\$1.00	\$2.00

Photostat copy where no tracing exists: \$5.00

Office duplicator copy of a portion of a map: \$1.50

For loaning sepia or plat tracing, 48-hour
limit excluding weekends and holidays: \$0.50 each

Each additional 48 hours excluding weekends and holidays: \$2.00 each

Condominium hardboard and tracing recording: \$9.00 per page.

Section 27.067. BOUNDARY CHANGE APPLICATION.

For services provided by the department in connection with processing a boundary change petition, the department shall charge fees sufficient to cover the actual cost of services. The following is a deposit only and is in addition to any other fees, deposits or charges authorized by law. The actual charges will be based on actual costs including overhead and other related costs, determined at the completion of the process. The difference between the actual costs and the deposit will either be billed or refunded to the applicant. Minimum Deposit: \$2,300 per application (includes Metro mapping service fee).

Section 27.402. PROCEDURE FOR REQUESTING TRANSFER OF TAX FORECLOSED PROPERTY FOR HOUSING PURPOSES:

Non-refundable Application Fee: \$50.00

Section 27.406. PROCEDURE FOR DISPOSITION OF REQUESTS FOR TRANSFER OF TAX FORECLOSED PROPERTY FOR HOUSING AND FOR OPEN SPACE, PARKS OR NATURAL AREAS:

Non-refundable Transfer Fee: \$200.00

Section 27.605. PERMITS.

Ammonia storage: \$25.00

Section 27.783. SEWER USER SERVICE CHARGES.

Per equivalent dwelling unit, per month:	\$14.00
Pumping, per 1,000 cubic feet water consumption per month:	\$0.50 to \$2.00

Section 27.784. SENIOR CITIZENS RATE

Per month: \$7.00

Section 27.788. CONNECTION FEES.

(A) The following fees for connection with a public sewer inside or outside the district shall become effective November 1, 1984, and shall be based on equivalent dwelling units and shall be as follows:

(1) Residential Users:

(a)	Single-family unit connection fee, October 1, 1984:	\$1,100.00
(b)	Multifamily unit connection fee:	
	(i) First living unit:	\$1,100.00
	(ii) Each additional living unit:	\$ 935.00

(2) Nonresidential users: The formula for computing the connection fee for a nonresidential user shall be equal to the equivalent dwelling units multiplied by \$1,100.00. Equivalent dwelling units shall be determined by table 2 of MCC 27.783.

(3) Combined dwelling units and others: Where both dwelling units and other occupancies are combined on the same property, the charges for sanitary connection shall be at the living unit rate for the dwelling units required in subsection (A)(1)(b) of this section, plus the rates given in (A)(2) for the nonresidential users of the property.

Section 27.790. EXTRA-STRENGTH INDUSTRIAL WASTE.

(D) *Extra-strength rates.* Effective October 1, 1984:

BOD, per pound	\$0.097
Suspended solids, per pound	\$0.106

(E) *Industrial waste discharge permit fees.*

(1) The engineer shall determine the effective period for the permit, based upon such factors as concentration, volume, and origin of the discharge. In no case shall an industrial waste permit be effective for a period exceeding five years.

(2) Except as provided in subsection (F)(2)[sic], fees for industrial waste discharge permits shall be \$75.00 for each permit and \$50.00 for each renewal of a permit. However, permit renewals which involve new or additional discharges from those in the preceding permit shall have a fee of \$75.00. Where a permit is issued as a result of a violation, the permit fee shall be \$150.00. Fees are payable to the county as part of the application for the permit or permit renewal.

- (3) Where the owner of a property is discharging industrial wastes prior to the effective date of the ordinance comprising this subchapter, the owner shall be issued an industrial waste discharge permit at no charge, but will then be subject to the renewal fees and requirements of this section.
- (F) *Minimal charges suspension.* The engineer may establish a minimum limit for monthly extra-strength charges. The billing for all accounts whose monthly extra-strength charges are below this minimum limit will be suspended until such time as they are found to be higher.
- (G) *Adjustments.* The engineer may check sewage strength as outlined in this section and adjust charges where applicable at any time in accordance with the most recent analysis.

Resampling request; fees. Any discharger may request the district to resample wastewater at no charge if 18 months or more have elapsed since the last such sampling. If less than 18 months have elapsed since the last sampling, then requests for the district to resample wastes shall be submitted in writing and accompanied by full payment for the resampling fee. The fee to each account for five days of sampling is \$500.00 per sample, per sampling point. The fee for one day's resampling is \$125.00 per sample, per sampling point.

2. This resolution takes effect and Resolution 07-110 is repealed on July 1, 2008.

ADOPTED this 22nd day of May 2008.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:

Ted Wheeler, Multnomah County Chair

EXHIBIT A

Section 27.052. MISCELLANEOUS PERMIT FEES

Miscellaneous permit fees.

The following fees shall be charged for permits:

- (A) For overweight or over dimensional moves, except for moves as specified in MCC 27.052(A)(2), either single trip or annual permit, the fee shall be \$8.00. Future fee increases by the Oregon Department of Transportation shall automatically increase the county's fee for this service to the same level, without action of the board of county commissioners.
- (B) For building and structure move permits permittee shall post a deposit of \$1,000.00 prior to issuance of a permit. Non-refundable permit application, investigation and issuance fees for structures under 14 feet in width and 15 feet in height shall be \$115.00. For structures exceeding the above dimensions, the non-refundable permit fee shall be \$145.00. Inspection fees to be billed at the actual costs incurred by the county including overhead and equipment costs. For over-dimensional moves other than house moves, the non-refundable permit fees for heights over 17 feet in width shall be \$75.00 for a normal workday, and \$350.00 for holidays and weekends.
- (C) For permits issue for manholes for storm and sanitary sewers, the fee shall be \$30.00 per manhole.
- (D) For permits issued for canopies, awnings and marquees, a fee of \$40.00 shall be charged.
- (E) For permits issued for construction or reconstruction of driveway approaches, the fees shall be:
 - (1) \$90.00 first driveway approach.
 - (2) \$60.00 each additional driveway approach inspected at the same time as first approach.
 - (3) Common access way permit fees for plan review and inspection shall be \$120.00 or \$0.06 per square foot of common access way, whichever is greater. The above fee will include the first driveway approach fee under section 27.052(E)(1).
 - (4) \$90.00 for agriculture approaches.
 - (5) \$90.00 for temporary logging approaches.
- (F) For permits issued for sewer connections, the fee shall be \$120.00 per connection.
- (G) For a drilling or boring test hole permit, the fee shall be \$84.00 each.
- (H) For curb drain outlet construction or reconstruction, including drainage connections to catch basins, a fee of \$20.00 shall be charged.
- (I) For sidewalk construction or reconstruction, the fee shall be \$0.25 per square foot with a minimum fee of \$10.00. For curb construction or reconstruction the fee shall be \$0.35 per lineal foot with a minimum fee of \$10.00.
- (J) The fee to release advertising benches picked up within the right-of-way shall be \$50.00 per bench.
- (K) For any excavation, construction, reconstruction, repair, removal, abandonment, placement or use within the right-of-way, the permit fee shall be a minimum of \$50.00.

- (L) For material filing or excavating within the public right-of-way, the permit fee shall be \$50.00.
- (M) For underground storm or sanitary sewer construction, reconstruction or repair permits, including property service and laterals not maintained by the county, the fees shall be:

<i>Length of Conduit Constructed, Reconstructed, Repaired or Exposed for Repair</i>				<i>Fee</i>
0	-	50	feet	\$50.00
51	-	100	feet	60.00
101	-	200	feet	70.00
201	-	300	feet	75.00
301	-	400	feet	80.00
401	-	500	feet	85.00
501		feet and over		\$85.00 plus \$0.07 per foot over 500 feet

Conduit diameters exceeding 24 inches shall be assessed a surcharge onto the above rates of \$0.01 per foot of diameter per foot of length.

- (N) If work is commenced on a project requiring a permit without first securing the permit, the fee shall be double the fee established in this section. If the fee required by this subsection is not paid directly to the department by the owner of the property, the person paying the penalty shall be required to notify the owner that the penalty was imposed. Payment of the fee shall not relieve or excuse any person from penalties imposed for violation of any applicable statutes or ordinances.
- (O) If work is commenced on a project requiring a permit without first securing the permit, the fee shall be double the fee established in this section. If the fee required by this subsection is not paid directly to the department by the owner of the property, the person paying the penalty shall be required to notify the owner that the penalty was imposed. Payment of the fee shall not relieve or excuse any person from penalties imposed for violation of any applicable statutes or ordinances.
- (P) A permit deposit for each permit authorizing work under ORS 374.305 not covered in this section shall be 120 percent of estimated amount of charges based on the estimated hours or part thereof for plan review and/or inspection. The final fee will be determined at completion of the project based on the actual costs incurred by Multnomah County including overhead and other related costs. The difference between the two amounts will be billed or refunded to the permit holder with the minimum fee being \$50.00.
- (Q) Permits under this section shall be issued without charge when a permit is required as a direct result of a county public works improvement. For temporary closure of any street or any portion of a street, the fee shall be \$84.00.[Ord. 126 § 9 (1976); Ord. 195 § 6 (1979); Ord. 256 § 2 (1980); Ord. 278 § 3 (1981); Ord. 367 § 1 (1983) (court of appeals held that payment of fee for permit by utility companies was in violation of ORS 758.010 on May 16, 1984, supreme court denied petition for review August 8, 1984, court of appeals decision became enforceable September 10, 1984); Ord. 467 § 2 (1985); Ord 826 § 2(A)-(H) (1995)]

EXHIBIT B

Section 27.053. PLAN REVIEW AND INSPECTION OF UNDERGROUND INSTALLATIONS AND STREET INTERSECTIONS

Fees for plan review and inspection of underground installations and street intersections.

- (A) For plan review and inspection of any storm sewer line installation, when completed facilities are to be maintained by the county, the fee shall be:

<i>Estimated or Bid Construction Cost</i>			<i>Fee</i>
0.00	-	\$1,000.00	\$50.00
\$1,000.00	-	5,000.00	\$50.00 plus 1.25% over \$1,000.00
5,000.00	-	10,000.00	\$100.00 plus 1.00% over \$5,000.00
10,000.00	-	15,000.00	\$150.00 plus 0.90% over \$10,000.00
15,000.00	-	20,000.00	\$195.00 plus 0.80% over \$15,000.00
20,000.00	-	25,000.00	\$235.00 plus 0.70% over \$20,000.00
25,000.00	-	30,000.00	\$270.00 plus 0.60% over \$25,000.00
30,000.00	-	35,000.00	\$300.00 plus 0.50% over \$30,000.00
35,000.00	-	40,000.00	\$325.00 plus 0.40% over \$35,000.00
40,000.00	-	45,000.00	\$345.00 plus 0.30% over \$40,000.00
45,000.00	-	50,000.00	\$360.00 plus 0.20% over \$45,000.00
50,000.00	-	and over	\$370.00 plus 0.74% over \$50,000.00

- (B) When submitting plans for review, the applicant shall submit a copy of the engineer's estimate or the bid construction cost. No plans will be reviewed without the required cost figures. If, in the opinion of the director of the department, the cost figures appear unreasonable, the director shall establish the permit fee based upon the director's cost estimate of the work to be done. The director shall submit a report to the county executive/chair of the board of county commissioners whenever a cost estimate is adjusted and shall state the reasons therefore.
- (C) For utility lines, including storm and sanitary sewers, to be maintained by others, not connecting to a county-maintained system but located within county-controlled right-of-way or easements, the plan review and inspection fee will be \$40.00 plus \$0.10 per foot of line.
- (D) For storm or sanitary sewer line systems located on private land connecting to county maintained systems, the plan review and inspection fee will be a minimum of \$40.00 plus \$10.00 for each acre or fraction thereof within the development area. Developments requiring both storm and sanitary system review will be charged that rate for each.
- (E) A sewer line system for fee purposes means a line with two or more connections including lateral lines, house branches, inlets or any other appurtenance contributing discharge.

- (F) Plan review and inspection fees will be established by the director for connections to a county system where the development area is not discernable or applicable. A deposit shall be 120 percent of estimated amount of charges based on the estimated hours or parts thereof required for plan review and/or inspection. The final fee will be determined at completion of the project based on costs incurred by Multnomah County including overhead and other related costs. The difference between the actual costs and the deposit will be billed or refunded to the permit holder.
- (G) For plan review and inspection of each street intersection or vehicle access, either public or private, other than a standard driveway approach, a fee of \$40.00 will be charged.
- (H) Plans shall be reviewed by Multnomah County under this section for compatibility with the comprehensive plan, conformance to county design criteria, as applicable, and for general protection of county facilities as considered necessary.
- (I) Inspection by Multnomah County under this section will be cursory only and will not relieve the owner, contractor or engineer of responsibility for the project being completed according to plans and specifications.

[Ord. 126 § 10 (1976); Ord. 826 § 2(I), (J)(1995)]

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 08-064

Establishing Fees and Charges for Chapter 27, Community Services, of the Multnomah County Code and Repealing Resolution No. 07-110

The Multnomah County Board of Commissioners Finds:

- a. The Multnomah County Code provides that the Board shall establish certain fees and charges by resolution.
- b. On June 7, 2007, the Board adopted Resolution 07-110 establishing fees for MCC Chapter 27, Community Services.
- c. Multnomah County has entered into intergovernmental agreements with the cities of Gresham and Portland to administer and enforce MCC § 27.051, Subsurface Sewage Inspections and Permits.
- d. The City of Portland will increase the fees charged for on-site sewage disposal within the Portland Urban Services Boundary effective July 1, 2008.
- e. It is necessary to establish the new fees for MCC Chapter 27, Community Services, by updating the on-site sewage disposal fees for the areas of unincorporated Multnomah County covered by the intergovernmental agreement between the County and the City of Portland.
- f. All other fees and charges established by Resolution 07-110 remain the same.

The Multnomah County Board of Commissioners Resolves:

1. The fees and charges for Chapter 27, Community Services, of the Multnomah County Code are set as follows:

Section 27.051. SUBSURFACE SEWAGE INSPECTION AND PERMIT FEES.

SITE EVALUATION	
Site Evaluation – Land Feasibility Study (LFS)	
Up to 600 gallons	\$761
Large systems (601 – 2,500 gallons) Additional fee charged per 500 gallons	\$259
SINGLE FAMILY DWELLING ONLY	
Evaluation for Temporary or Health Hardship Mobile Home	
Biennial inspection	\$491
New Residential Construction – Installation Permit	
Up to 600 gallons	
Advanced Treatment Technology	\$1,359
Capping Fill	\$1,359
Sandfiltration	\$1,359
Pressure Distribution	\$1,359
Tile Dewatering	\$1,359
Standard On-Site System	\$1,000

Seepage Trench	\$1,000
Gray Water Waste Disposal Sump	\$512
Other	\$1,000
Residential Repair Permit Up to 600 gallons	
Major Septic Tank/Drainfield	\$532
Minor Septic Tank	\$264
SINGLE FAMILY, TWO OR MORE FAMILY, AND COMMERCIAL FACILITIES	
All Pumping Systems With Single Pump, Excluding Sandfilters	
Single Pump Systems	\$79
Alteration Permit	
Major Septic Tank/Drainfield	\$1,005
Minor Septic Tank	\$512
Authorization Notice	
Without Field Visit	\$259
With Field Visit	\$721
Decommission Cesspool/Septic Tank	
Abandonment – without site visit	\$96
Abandonment – with site visit and another on-site permit	\$96
Abandonment – with site visit, but no other on-site permit	\$198
Existing System Evaluation	
	\$618
Holding Tank, Sand Filtration, or Advanced Treatment Technology	
Annual Inspection	\$447
TWO OR MORE FAMILY AND COMMERCIAL FACILITIES	
Commercial Facilities System Plan Review To be charged in addition to commercial construction and repair permit fees.	
601 – 2,500 gallons	\$601
Commercial Repair Permit Up to 600 gallons	
Major Alternative System	\$1,359
Major Septic Tank/DF	\$1,000
Minor Holding Tank	\$1,000
Minor Septic Tank	\$512
Large system (601 – 2,500 gallons) Additional fee charged per 500 gallons	\$127

New Commercial Construction – Installation Permit Up to 600 gallons	
Advanced Treatment Technology	\$1,359
Alternative System	\$1,359
Sandfiltration	\$1,359
Holding Tank	\$1,000
Septic Tank/Drainfield	\$1,000
Large systems (601 – 2,500 gallons) Additional fee charged per 500 gallons	\$127
MISCELLANEOUS	
Annual Report for Annual Evaluation for Advance Treatment Technology On-Site System	\$79
Certification of On-site Sewage Disposal Multnomah County Land Use Sign Off	
Without site visit	\$109
With site visit	\$204
Living Smart House Plans Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)	
Permit Transfer, Reinstatement or Renewal	
Without Field Visit	\$259
With Field Visit	\$721
Pumper Truck Inspection	
First Truck	\$252
Second Truck	\$102
Reinspection Fee	
Residential	\$510
Commercial	\$510

Section 27.052. MISCELLANEOUS PERMIT FEES.

See Exhibit A attached.

Section 27.053. PLAN REVIEW AND INSPECTION OF UNDERGROUND INSTALLATIONS AND STREET INTERSECTIONS.

See Exhibit B attached

Section 27.054: ROAD VACATION APPLICATION.

Feasibility study:	\$200.00
Application:	120% of estimated costs
Minimum:	\$1,000.00 plus \$65.00 for posting

Section 27.055. STREET AND ROAD WIDENING PERMITS.

(B) The construction permit deposit schedule for engineering, design, project management, and administration shall be as follows:

Project Cost as Estimated by the County	Deposit
Minimum Deposit at the time of application	800.00
\$4,000.00 to \$10,000.00	20%
\$20,000.00 to \$50,000.00	\$2,000.00 plus 12.0% over \$10,000.00
\$50,000.00 and over	\$6,800.00 plus 10.0% over \$50,000.00

Section 27.056. MISCELLANEOUS PUBLIC WORKS FEES.

For services provided by the department in connection with design, plan review and inspection of items not set forth elsewhere, the department shall charge fees sufficient to cover the actual cost of services. The following are deposits only. The actual charges will be based on actual costs including overhead and other related costs, determined at the completion of the project. The difference between the actual costs and the deposit will either be billed or refunded to the permit holder.

Project cost as Estimated by the county	Deposit
Minimum deposit at the time of application	\$800.00
\$4,000.00 to \$10,000.00	\$20%
\$10,000.00 to \$50,000.00	\$2,000.00 plus 12.0% over \$10,000.00
\$50,000.00 and over	\$6,800.00 plus 10.0% over \$50,000.00

Section 27.059. ZONE REVIEW AND ZONING INSPECTIONS.

For conducting any zone review prior to the issuance of a building or mobile home permit, the department shall charge a fee of \$25.00 or 15 percent of the permit fee, whichever is greater; provided that the fee for review of applications for permits to construct one-or two-family dwellings shall not exceed \$25.00. Zoning review fees are payable upon permit application. For conducting any zoning inspection during construction or after completion of construction, the department shall charge a fee equal to the greater of \$25.00 or 35 percent of the building permit fee, to be collected at the time the permit is issued, provided, however, that no fee for zoning inspection of one- and two-family dwellings shall exceed \$25.00. Zoning inspection fees are payable upon permit issuance.

Section 27.060. FILING OF MAP SURVEYS.

A fee of \$225.00 shall accompany each filing of a map of survey

Section 27.061. FEES FOR CERTAIN DOCUMENTS; PUBLIC LAND CORNER PRESERVATION ACCOUNT.

Document filing fee: \$5.00

Section 27.062. COUNTY SURVEYOR FEES.

(A) Fees are based on the following procedures and requirements on partition, subdivision and condominium plats.

- (1) Submit a boundary survey to the County surveyor a minimum of 30 days prior to the submission of the final subdivision or condominium plat. If warranted, the county surveyor may waive this requirement.
- (2) In addition to the requirements of ORS 209.250, a survey, and a partition plat if a separate survey has not been filed shall show all obvious encroachments or hiatus created by deeds, buildings, fences, cultivation, previous surveys and plats, or similar means and any other conditions that may indicate that the ownership lines as surveyed may be different than those shown on the survey.
- (3) The county surveyor may refuse to approve a plat if the surveyor finds an encroachment or hiatus. Evidence that the hiatus or encroachment has been eliminated may be required, or the county surveyor may require that it be shown on the plat if it cannot be eliminated.
- (4) All partition, subdivision, and condominium final plats, including those inside city limits, shall be checked and approved by the county surveyor prior to recording. No plat shall be recorded without such approval. This approval by the county surveyor shall be valid for 30 days from the date of approval to the date submitted for recording, after 30 days the approval is withdrawn and must be resubmitted.
- (5) All partition, subdivision, and condominium final plats submitted for approval shall be accompanied by a report, issued by a title insurance company, or authorized agent to perform such service in Oregon, setting forth ownership and all easements of record, together with a copy of the current deed and easements for the platted property, and copies of the deeds for all abutting properties and other documentation as required by the county surveyor. The report shall have been issued no more than 15 days prior to plat submittal to the county surveyor. A supplemental report may be required by the county surveyor.

(B) A deposit for the following county surveyor functions shall be made with the submission of the material. The final fee will be determined at completion of the project based on actual costs incurred by Multnomah County including overhead and other related costs. The difference between the actual costs and the deposit will be paid prior to approval of the final plat or refunded to the applicant except for post-monumented plats, which will not be refunded until after completion of the interior monumentation; the survey filing fee is non-refundable.

- (1) Partition Plat Review, the deposit shall be:

Base Deposit	\$675.00 plus
Survey filing Fee	\$225.00

- (2) Pre-monumented Plat Review, the deposit shall be:

Base Deposit	\$900.00 plus
Survey Filing Fee	\$225.00 plus
Per Lot, Tract, or Parcel	\$ 50.00 each, plus
Per gross acre of the subdivision if the average Lot size exceeds 15,000 sq. ft	\$ 31.00 per acre

- (3) Post-Monumented Plat Review, the deposit shall be:

An estimate by the county surveyor based on the complexity of the plat at 120 percent of the estimate; the minimum deposits shall be:

Base Deposit	\$1,000.00 plus
Survey Filing Fee	\$225.00 plus
Per Lot, Tract, or Parcel	\$75.00 each, plus
Per gross acre of the subdivision if the average lot size exceeds 15,000 sq. ft.	\$31.00 per acre

- (4) For Condominium Plat Review, the deposit shall be:

Base Deposit	\$1,000.00 plus
Deposit Per Page	\$50.00
Survey Filing Fee	\$225.00

- (5) For Condominium Plat Amendment Review, the deposit shall be:

Base Deposit	\$500.00 plus
Survey Filing Fee	\$225.00

- (C) Posting of street vacations in accordance with ORS 271.230(2) \$ 65.00
- (D) Review, Approval, and Posting of Affidavits of correction \$ 45.00 plus county clerk's recording fee
- (E) For services required by ORS 100.115 in connection with reclassification or withdrawal of variable property from unit ownership as provided in ORS 100.115(1) or (2), or removal of property from any condominium plat as provided in ORS 100.600(2), the fee will be \$150.00.
- (F) In accordance with ORS 92.070(5), (1997), relating to the reestablishment of Subdivision Plat Monuments and the review and recordation of the required surveyor's affidavit in support thereof, the affidavit recording fee shall be \$100.00 plus the county clerk's recording fee.
- (G) In accordance with ORS 100.115(6), (1997), relating to Declaration Amendment Review service, the fee shall be \$100.00 plus the county clerk's recording fee.

Section 27.064. BOOK OF RECORDS.

Minimum per roll of 16mm:	\$12.00
Minimum per roll for 35mm microfilm:	\$15.00
Minimum for microfiches:	\$ 2.00

Section 27.065. MAP REPRODUCTIONS AND LOANS.

For the services of the department in reproducing and loaning maps, fees shall be charged in accordance with the following schedules:

Standard Weight	Blackline	Sepia
¼ Section 30 inches x 36 inches	\$3.00	\$5.00
600 Scale 21 inches x 33 inches	\$2.00	\$3.00
Plat 18 inches x 24 inches	\$2.00	\$2.00
1,000 Scale 13 inches x 21 inches	\$1.00	\$2.00

Photostat copy where no tracing exists: \$5.00

Office duplicator copy of a portion of a map: \$1.50

For loaning sepia or plat tracing, 48-hour
limit excluding weekends and holidays: \$0.50 each

Each additional 48 hours excluding weekends and holidays: \$2.00 each

Condominium hardboard and tracing recording: \$9.00 per page.

Section 27.067. BOUNDARY CHANGE APPLICATION.

For services provided by the department in connection with processing a boundary change petition, the department shall charge fees sufficient to cover the actual cost of services. The following is a deposit only and is in addition to any other fees, deposits or charges authorized by law. The actual charges will be based on actual costs including overhead and other related costs, determined at the completion of the process. The difference between the actual costs and the deposit will either be billed or refunded to the applicant. Minimum Deposit: \$2,300 per application (includes Metro mapping service fee).

Section 27.402. PROCEDURE FOR REQUESTING TRANSFER OF TAX FORECLOSED PROPERTY FOR HOUSING PURPOSES:

Non-refundable Application Fee: \$50.00

Section 27.406. PROCEDURE FOR DISPOSITION OF REQUESTS FOR TRANSFER OF TAX FORECLOSED PROPERTY FOR HOUSING AND FOR OPEN SPACE, PARKS OR NATURAL AREAS:

Non-refundable Transfer Fee: \$200.00

Section 27.605. PERMITS.

Ammonia storage: \$25.00

Section 27.783. SEWER USER SERVICE CHARGES.

Per equivalent dwelling unit, per month:	\$14.00
Pumping, per 1,000 cubic feet water consumption per month:	\$0.50 to \$2.00

Section 27.784. SENIOR CITIZENS RATE

Per month: \$7.00

Section 27.788. CONNECTION FEES.

(A) The following fees for connection with a public sewer inside or outside the district shall become effective November 1, 1984, and shall be based on equivalent dwelling units and shall be as follows:

(1) Residential Users:

(a)	Single-family unit connection fee, October 1, 1984:	\$1,100.00
(b)	Multifamily unit connection fee:	
	(i) First living unit:	\$1,100.00
	(ii) Each additional living unit:	\$ 935.00

(2) Nonresidential users: The formula for computing the connection fee for a nonresidential user shall be equal to the equivalent dwelling units multiplied by \$1,100.00. Equivalent dwelling units shall be determined by table 2 of MCC 27.783.

(3) Combined dwelling units and others: Where both dwelling units and other occupancies are combined on the same property, the charges for sanitary connection shall be at the living unit rate for the dwelling units required in subsection (A)(1)(b) of this section, plus the rates given in (A)(2) for the nonresidential users of the property.

Section 27.790. EXTRA-STRENGTH INDUSTRIAL WASTE.

(D) *Extra-strength rates.* Effective October 1, 1984:

BOD, per pound	\$0.097
Suspended solids, per pound	\$0.106

(E) *Industrial waste discharge permit fees.*

- (1) The engineer shall determine the effective period for the permit, based upon such factors as concentration, volume, and origin of the discharge. In no case shall an industrial waste permit be effective for a period exceeding five years.
- (2) Except as provided in subsection (F)(2)[sic], fees for industrial waste discharge permits shall be \$75.00 for each permit and \$50.00 for each renewal of a permit. However, permit renewals which involve new or additional discharges from those in the preceding permit shall have a fee of \$75.00. Where a permit is issued as a result of a violation, the permit fee shall be \$150.00. Fees are payable to the county as part of the application for the permit or permit renewal.

(3) Where the owner of a property is discharging industrial wastes prior to the effective date of the ordinance comprising this subchapter, the owner shall be issued an industrial waste discharge permit at no charge, but will then be subject to the renewal fees and requirements of this section.

(F) *Minimal charges suspension.* The engineer may establish a minimum limit for monthly extra-strength charges. The billing for all accounts whose monthly extra-strength charges are below this minimum limit will be suspended until such time as they are found to be higher.

(G) *Adjustments.* The engineer may check sewage strength as outlined in this section and adjust charges where applicable at any time in accordance with the most recent analysis.

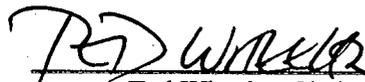
Resampling request; fees. Any discharger may request the district to resample wastewater at no charge if 18 months or more have elapsed since the last such sampling. If less than 18 months have elapsed since the last sampling, then requests for the district to resample wastes shall be submitted in writing and accompanied by full payment for the resampling fee. The fee to each account for five days of sampling is \$500.00 per sample, per sampling point. The fee for one day's resampling is \$125.00 per sample, per sampling point.

2. This resolution takes effect and Resolution 07-110 is repealed on July 1, 2008.

ADOPTED this 22nd day of May 2008.



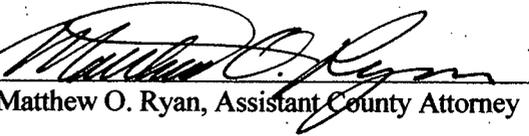
BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By


Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:

Ted Wheeler, Multnomah County Chair

EXHIBIT A

Section 27.052. MISCELLANEOUS PERMIT FEES

Miscellaneous permit fees.

The following fees shall be charged for permits:

- (A) For overweight or over dimensional moves, except for moves as specified in MCC 27.052(A)(2), either single trip or annual permit, the fee shall be \$8.00. Future fee increases by the Oregon Department of Transportation shall automatically increase the county's fee for this service to the same level, without action of the board of county commissioners.
- (B) For building and structure move permits permittee shall post a deposit of \$1,000.00 prior to issuance of a permit. Non-refundable permit application, investigation and issuance fees for structures under 14 feet in width and 15 feet in height shall be \$115.00. For structures exceeding the above dimensions, the non-refundable permit fee shall be \$145.00. Inspection fees to be billed at the actual costs incurred by the county including overhead and equipment costs. For over-dimensional moves other than house moves, the non-refundable permit fees for heights over 17 feet in width shall be \$75.00 for a normal workday, and \$350.00 for holidays and weekends.
- (C) For permits issue for manholes for storm and sanitary sewers, the fee shall be \$30.00 per manhole.
- (D) For permits issued for canopies, awnings and marquees, a fee of \$40.00 shall be charged.
- (E) For permits issued for construction or reconstruction of driveway approaches, the fees shall be:
 - (1) \$90.00 first driveway approach.
 - (2) \$60.00 each additional driveway approach inspected at the same time as first approach.
 - (3) Common access way permit fees for plan review and inspection shall be \$120.00 or \$0.06 per square foot of common access way, whichever is greater. The above fee will include the first driveway approach fee under section 27.052(E)(1).
 - (4) \$90.00 for agriculture approaches.
 - (5) \$90.00 for temporary logging approaches.
- (F) For permits issued for sewer connections, the fee shall be \$120.00 per connection.
- (G) For a drilling or boring test hole permit, the fee shall be \$84.00 each.
- (H) For curb drain outlet construction or reconstruction, including drainage connections to catch basins, a fee of \$20.00 shall be charged.
- (I) For sidewalk construction or reconstruction, the fee shall be \$0.25 per square foot with a minimum fee of \$10.00. For curb construction or reconstruction the fee shall be \$0.35 per lineal foot with a minimum fee of \$10.00.
- (J) The fee to release advertising benches picked up within the right-of-way shall be \$50.00 per bench.
- (K) For any excavation, construction, reconstruction, repair, removal, abandonment, placement or use within the right-of-way, the permit fee shall be a minimum of \$50.00.

- (L) For material filing or excavating within the public right-of-way, the permit fee shall be \$50.00.
- (M) For underground storm or sanitary sewer construction, reconstruction or repair permits, including property service and laterals not maintained by the county, the fees shall be:

<i>Length of Conduit Constructed, Reconstructed, Repaired or Exposed for Repair</i>				<i>Fee</i>
0	-	50	feet	\$50.00
51	-	100	feet	60.00
101	-	200	feet	70.00
201	-	300	feet	75.00
301	-	400	feet	80.00
401	-	500	feet	85.00
501		feet and over		\$85.00 plu \$0.07 per foot over 500 feet

Conduit diameters exceeding 24 inches shall be assessed a surcharge onto the above rates of \$0.01 per foot of diameter per foot of length.

- (N) If work is commenced on a project requiring a permit without first securing the permit, the fee shall be double the fee established in this section. If the fee required by this subsection is not paid directly to the department by the owner of the property, the person paying the penalty shall be required to notify the owner that the penalty was imposed. Payment of the fee shall not relieve or excuse any person from penalties imposed for violation of any applicable statutes or ordinances.
- (O) If work is commenced on a project requiring a permit without first securing the permit, the fee shall be double the fee established in this section. If the fee required by this subsection is not paid directly to the department by the owner of the property, the person paying the penalty shall be required to notify the owner that the penalty was imposed. Payment of the fee shall not relieve or excuse any person from penalties imposed for violation of any applicable statutes or ordinances.
- (P) A permit deposit for each permit authorizing work under ORS 374.305 not covered in this section shall be 120 percent of estimated amount of charges based on the estimated hours or part thereof for plan review and/or inspection. The final fee will be determined at completion of the project based on the actual costs incurred by Multnomah County including overhead and other related costs. The difference between the two amounts will be billed or refunded to the permit holder with the minimum fee being \$50.00.
- (Q) Permits under this section shall be issued without charge when a permit is required as a direct result of a county public works improvement. For temporary closure of any street or any portion of a street, the fee shall be \$84.00.[Ord. 126 § 9 (1976); Ord. 195 § 6 (1979); Ord. 256 § 2 (1980); Ord. 278 § 3 (1981); Ord. 367 § 1 (1983) (court of appeals held that payment of fee for permit by utility companies was in violation of ORS 758.010 on May 16, 1984, supreme court denied petition for review August 8, 1984, court of appeals decision became enforceable September 10, 1984); Ord. 467 § 2 (1985); Ord 826 § 2(A)-(H) (1995)]

EXHIBIT B

Section 27.053. PLAN REVIEW AND INSPECTION OF UNDERGROUND INSTALLATIONS AND STREET INTERSECTIONS

Fees for plan review and inspection of underground installations and street intersections.

- (A) For plan review and inspection of any storm sewer line installation, when completed facilities are to be maintained by the county, the fee shall be:

<i>Estimated or Bid Construction Cost</i>			<i>Fee</i>
0.00	-	\$1,000.00	\$50.00
\$1,000.00	-	5,000.00	\$50.00 plus 1.25% over \$1,000.00
5,000.00	-	10,000.00	\$100.00 plus 1.00% over \$5,000.00
10,000.00	-	15,000.00	\$150.00 plus 0.90% over \$10,000.00
15,000.00	-	20,000.00	\$195.00 plus 0.80% over \$15,000.00
20,000.00	-	25,000.00	\$235.00 plus 0.70% over \$20,000.00
25,000.00	-	30,000.00	\$270.00 plus 0.60% over \$25,000.00
30,000.00	-	35,000.00	\$300.00 plus 0.50% over \$30,000.00
35,000.00	-	40,000.00	\$325.00 plus 0.40% over \$35,000.00
40,000.00	-	45,000.00	\$345.00 plus 0.30% over \$40,000.00
45,000.00	-	50,000.00	\$360.00 plus 0.20% over \$45,000.00
50,000.00	-	and over	\$370.00 plus 0.74% over \$50,000.00

- (B) When submitting plans for review, the applicant shall submit a copy of the engineer's estimate or the bid construction cost. No plans will be reviewed without the required cost figures. If, in the opinion of the director of the department, the cost figures appear unreasonable, the director shall establish the permit fee based upon the director's cost estimate of the work to be done. The director shall submit a report to the county executive/chair of the board of county commissioners whenever a cost estimate is adjusted and shall state the reasons therefore.
- (C) For utility lines, including storm and sanitary sewers, to be maintained by others, not connecting to a county-maintained system but located within county-controlled right-of-way or easements, the plan review and inspection fee will be \$40.00 plus \$0.10 per foot of line.
- (D) For storm or sanitary sewer line systems located on private land connecting to county maintained systems, the plan review and inspection fee will be a minimum of \$40.00 plus \$10.00 for each acre or fraction thereof within the development area. Developments requiring both storm and sanitary system review will be charged that rate for each.
- (E) A sewer line system for fee purposes means a line with two or more connections including lateral lines, house branches, inlets or any other appurtenance contributing discharge.

- (F) Plan review and inspection fees will be established by the director for connections to a county system where the development area is not discernable or applicable. A deposit shall be 120 percent of estimated amount of charges based on the estimated hours or parts thereof required for plan review and/or inspection. The final fee will be determined at completion of the project based on costs incurred by Multnomah County including overhead and other related costs. The difference between the actual costs and the deposit will be billed or refunded to the permit holder.
- (G) For plan review and inspection of each street intersection or vehicle access, either public or private, other than a standard driveway approach, a fee of \$40.00 will be charged.
- (H) Plans shall be reviewed by Multnomah County under this section for compatibility with the comprehensive plan, conformance to county design criteria, as applicable, and for general protection of county facilities as considered necessary.
- (I) Inspection by Multnomah County under this section will be cursory only and will not relieve the owner, contractor or engineer of responsibility for the project being completed according to plans and specifications.

[Ord. 126 § 10 (1976); Ord. 826 § 2(I), (J)(1995)]



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only	
Meeting Date:	<u>05/22/08</u>
Agenda Item #:	<u>R-5</u>
Est. Start Time:	<u>10:10 AM</u>
Date Submitted:	<u>05/08/08</u>

Agenda Title:	PUBLIC HEARING and Consideration of a RESOLUTION Establishing Fees and Charges for Chapter 29, Building Regulations, of the Multnomah County Code and Repealing Resolution No. 08-026
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Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date:	<u>May 22, 2008</u>	Amount of Time Needed:	<u>5 minutes</u>
Department:	<u>Non-Departmental</u>	Division:	<u>Chair's Office</u>
Contact(s):	<u>Denise Kleim, Senior Business Operations Manager, City of Portland Bureau of Development Services</u>		
Phone:	<u>(503) 823-7338</u>	Ext.:	<u>I/O Address: 299/5000/Kleim</u>
Presenter(s):	<u>Denise Kleim</u>		

General Information

1. What action are you requesting from the Board?

Public Hearing on proposed resolution to increase electrical permit, plumbing permit, Facilities Permit Program, Field Issuance Remodel Program, pre-development conference fee, and zoning permit inspection fees in the area served by the City of Portland under intergovernmental agreement for MCC Chapter 29, Building Regulations, and repealing Resolution No. 08-026, effective July 1, 2008. All other fees are unchanged.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The City of Portland Bureau of Development Services collects fees under various fee schedules, including building, electrical, plumbing, zoning, and others. These fees are used in the Bureau of Development Services to fund inspections, plan review, permit issuance, code enforcement, customer assistance and other functions. The Portland City Council has directed that our construction-related operations be 100% fee supported.

The City of Portland provides plan review, permit issuance, and inspection services in certain areas of unincorporated Multnomah County under an IGA which stipulates that fees charged for those services must cover the full cost of their provision. The City is proposing changes in certain fees in order to continue full cost recovery as required by the IGA.

To reach budgetary goals for FY 2008-09 and meet annual expenses, the revenue for electrical permits should increase approximately 5%.

To reach budgetary goals for FY 2008-09 and meet annual expenses, the revenue for plumbing permits should increase approximately 5%.

To reach budgetary goals for FY 2008-09 and assist in recovering costs, the revenue for the Facilities Permit Program should increase approximately 5%.

To reach budgetary goals for FY 2008-09 and assist in recovering costs, the revenue for the Field Issuance Remodel Program should increase approximately 12%.

To reach budgetary goals for FY 2008-09 and assist in recovering costs, the revenue for the Zoning Inspection Program should increase approximately 5%.

Fee changes are not made easily – or often. We know these charges affect our customer’s work and their willingness to do business in this area. Our interests are in maintaining current levels of service, and increasing our effectiveness on both our customers’ and the community’s behalf.

3. Explain the fiscal impact (current year and ongoing).

The proposed fee increases in electrical, plumbing, Facilities Permit Program, Field Issuance Remodel Program, and zoning inspection fees cover actual costs of services, and are scheduled to be heard by the Portland City Council on Wednesday, May 7, 2008.

4. Explain any legal and/or policy issues involved.

Complies with ORS 294.160 and MCC Chapter 29.

5. Explain any citizen and/or other government participation that has or will take place.

The County is holding the public hearing as required under ORS 294.160.

Required Signature

Elected Official or
Department/
Agency Director:



Date: 05/08/08



MULTNOMAH COUNTY



PROPOSED FEE SCHEDULES

Effective July 1, 2008

- 1) **Building & Other Permits** *Mult Co - Chapter 29, Building Regulations*
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5.0%
 - Home Occupation Permit - 5%
 - Pre-Development Conference increase from \$950 to \$1,400
 - Zoning Inspection Fee 5.0%
 - Zoning Permit Fee 5.0%

- 2) **Electrical** *Mult Co - Chapter 29, Building Regulations*
 - 5% Overall Increase
 - Add Renewable Energy (same as Services or Feeders)
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5%

- 3) **Mechanical** *Mult Co - Chapter 29, Building Regulations*
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5%

- 4) **Plumbing** *Mult Co - Chapter 29, Building Regulations*
 - 5% Overall Increase
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5%

- 5) **Land Use Services** *Mult Co - MCC 11.05 Land Use General Prov...*
 - ~Changes to fees to equal or greater to what the City fee will be

- 6) **On-Site Sewage Disposal - 5%** *Mult Co - Chapter 27, Business and Comm Services*

- 7) **Site Development - 7.3% (Work done in County but not adopted by Multnomah County; still working on this).**

Monday, May 12, 2008, 1:30 - 3:30pm; County Board Staff Meeting
Thursday, May 22, 2008, 9:30am; County Commissioners Board Meeting

File: H:\Fin\Fee Increase July 2008\Multnomah County\
Proposed_MULTCO_Fee_Schedules_Effective_7-1-2008.xls

MULTNOMAH COUNTY

Proposed Building and Other Permits Fee Schedule

Effective Date: July 1, 2008

Revised: April 15, 2008

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and project management activities. \$125 \$140 per hour or fraction of an hour Minimum - 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Home Occupation Permit

Initial Permit \$114 \$117
Annual Renewal \$114 \$117
Late charge for delinquent permits \$5 per month

Master Permit/Facilities Permit Program

Annual Registration Fee:

Site with one building \$150
Site with two buildings \$250
Site with three buildings \$350
Site with four buildings \$425
Site with five or more buildings \$500

For projects valued at \$600,000 or less:

Building orientations, inspection, plan review, and administrative activities \$156 \$165 per hour or fraction of an hour Minimum - 1 hour for each inspection

For projects exceeding \$600,000 value:

Building inspection and plan review Fee based on project valuation and building permit fee schedule

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Pre-Development Conference Fee

For an optional meeting held prior to application for building permits for projects that contain complex or multiple issues in land use, zoning, engineering transportation, stormwater management, building, and fire codes. \$950 \$1,400

MULTNOMAH COUNTY

**Proposed
Building and Other Permits Fee Schedule**

Effective Date: July 1, 2008

Revised: April 15, 2008

Zoning Inspection Fee

Applies to all new construction and any other permit requiring Planning/Zoning approval.

For 1 & 2 family dwellings: ~~\$79~~ \$83

For commercial and all other: ~~18%~~ 19% of the building permit or ~~\$79~~ \$83
whichever is greater.

Zoning Permit Fee

Fee for ensuring conformance of zoning code standards.

For 1 & 2 family dwellings: ~~\$30~~ \$32

For commercial and all other: Fee is based on project valuation and the
commercial building permit fee table plus 65%
plan review / process fee.

Minimum commercial zoning permit fee is ~~\$404~~ \$106

MULTNOMAH COUNTY

**Proposed
Electrical Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

New Residential		
Single or multi-family, per dwelling unit. Include attached garage. Service included.		
1,000 square feet or less	\$195	\$207
Each additional 500 sq ft or portion thereof	\$42	\$45
Limited Energy Install 1 & 2 Family	\$42	\$45
Limited Energy Install Multi-Family	\$42	\$45
Each Manufactured Home or Modular Dwelling Service and/or Feeder	\$115	\$122
Services or Feeders		
Installation, alteration or relocation		
200 amps \ 5 kva or less	\$100	\$106
201 to 400 amps \ 5.01 to 15 kva	\$142	\$151
401 to 600 amps \ 15.01 to 25 kva	\$187	\$198
601 amps to 1,000 amps	\$285	\$300
Over 1,000 amps or volts	\$524	\$550
Reconnect only	\$84	\$96
Renewable Energy		
<u>Installation, alteration or relocation</u>		
<u>200 amps \ 5 kva or less</u>	<u>\$106</u>	
<u>201 to 400 amps \ 5.01 to 15 kva</u>	<u>\$151</u>	
<u>401 to 600 amps \ 15.01 to 25 kva</u>	<u>\$198</u>	
Temporary Services or Feeders		
Installation, alteration or relocation		
200 amps or less	\$89	\$94
201 amps to 400 amps	\$136	\$143
401 amps to 600 amps	\$172	\$181
over 600 amps or 1,000 volts (see above)		
Branch Circuits		
New, alteration or extension per panel		
a. The fee for branch circuits with the purchase of service or feeder fee	\$9	
b. The fee for branch circuits without the purchase of service or feeder fee:		
First branch circuit	\$83	\$88
Each additional branch circuit	\$9	

MULTNOMAH COUNTY

**Proposed
Electrical Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Miscellaneous	
(Service or feeder not included)	
Each pump or irrigation circle	\$72 <u>\$77</u>
Each sign or outline lighting	\$72 <u>\$77</u>
Signal circuit(s) or a limited energy panel, alteration or extension	\$72 <u>\$77</u>
Borderline Neon	\$149 <u>\$156</u> per elevation
Wall washing of non-illuminated signs	\$58 <u>\$61</u> per square foot
Field Issuance Remodel Program	
For 1 & 2 family dwelling alterations/remodels.	
One-time Registration Fee:	\$200 per contractor
Inspection, plan review, administrative and, project management activities.	\$125 <u>\$140</u> per hour or fraction of an hour Minimum - 1 hour for each inspection
Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.	
Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.	
Master Permit/Facilities Permit Program	
Inspection, plan review, and administrative activities	\$156 <u>\$165</u> per hour or fraction of an hour Minimum - 1 hour for each inspection

MULTNOMAH COUNTY

**Proposed
Mechanical Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and, \$125 ~~\$140~~ per hour or fraction of an hour
project management activities. Minimum - 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Master Permit/Facilities Permit Program

Inspection, plan review, and administrative activities

~~\$156~~ \$165 per hour or fraction of an hour
Minimum - 1 hour for each inspection

MULTNOMAH COUNTY

**Proposed
Plumbing Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

New 1 & 2 Family Dwellings Only

(includes 100 feet for each utility connection)

With one bath	\$365	<u>\$383</u>
With two baths	\$548	<u>\$575</u>
With three baths	\$639	<u>\$671</u>
Each additional bath/kitchen	\$452	<u>\$160</u>

Site Utilities

Catch basin/area drain inside building	\$26.50	<u>\$28</u>
Manufactured home utilities	\$65	<u>\$68</u>

The following fees for exterior lines are in addition to the fees. The prices listed below are for the first 100 feet.

Rain drain (no. of linear feet)	\$84	<u>\$85</u>
Sanitary sewer (no. of linear feet)	\$84	<u>\$85</u>
Storm sewer (no. of linear feet)	\$84	<u>\$85</u>
Water service (no. of linear feet)	\$84	<u>\$85</u>
Each additional 100 feet or portion thereof	\$64	<u>\$64</u>

Interior Mainline Piping

Water Piping - first 100 feet	\$84	<u>\$85</u>
Drainage Piping - first 100 feet	\$84	<u>\$85</u>
Each additional 100 feet or portion thereof	\$64	<u>\$64</u>

Fixture or Item

Back flow preventer	\$26.50	<u>\$28</u>
Backwater valve	\$26.50	<u>\$28</u>
Basins/lavatory	\$26.50	<u>\$28</u>
Clothes washer	\$26.50	<u>\$28</u>
Dishwasher	\$26.50	<u>\$28</u>
Drinking fountains	\$26.50	<u>\$28</u>
Ejectors/Sump	\$26.50	<u>\$28</u>
Expansion tank	\$26.50	<u>\$28</u>
Fixture/sewer cap	\$26.50	<u>\$28</u>
Floor drains/floor sinks/hubb	\$26.50	<u>\$28</u>
Garbage disposal	\$26.50	<u>\$28</u>
Hose bibb	\$26.50	<u>\$28</u>
Ice maker	\$26.50	<u>\$28</u>
Interceptor/grease trap	\$26.50	<u>\$28</u>
Primer(s)	\$26.50	<u>\$28</u>

MULTNOMAH COUNTY

**Proposed
Plumbing Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Fixture or Item (continued)		
Replacing in-building water supply lines:		
Residential:		
First floor	\$58	<u>\$61</u>
Each additional floor	\$23	<u>\$24</u>
Commercial:		
First 5 branches	\$58	<u>\$61</u>
Each fixture branch over five	\$14	<u>\$15</u>
Roof drain (commercial)	\$26.50	<u>\$28</u>
Sewer cap	\$72	<u>\$76</u>
Sink(s) Basin(s) Lav(s)	\$26.50	<u>\$28</u>
Solar units (potable water)	\$62	<u>\$65</u>
Storm water retention/detention tank/facility	\$73	<u>\$77</u>
Sump	\$26.50	<u>\$28</u>
Tubs/shower/shower pan	\$26.50	<u>\$28</u>
Urinal	\$26.50	<u>\$28</u>
Water closet	\$26.50	<u>\$28</u>
Water heater	\$26.50	<u>\$28</u>
Other:	\$26.50	<u>\$28</u>
Minimum Fee	\$58	<u>\$61</u>
Field Issuance Remodel Program		
For 1 & 2 family dwelling alterations/remodels.		
One-time Registration Fee:	\$200 per contractor	
Inspection, plan review, administrative and, project management activities.	\$125 <u>\$140</u> per hour or fraction of an hour Minimum - 1 hour for each inspection	
Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.		
Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.		
Master Permit/Facilities Permit Program		
Inspection, plan review, and administrative activities	\$156 <u>\$165</u> per hour or fraction of an hour Minimum - 1 hour	

MULTNOMAH COUNTY

**Proposed
Plumbing Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Medical Gas Systems

Total Value of Construction Work to be Performed:

\$1 - \$500	\$52 <u>\$55</u> minimum fee
\$501 - \$2,000	\$52 <u>\$55</u> for the first \$500, plus \$5 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 - \$25,000	\$427 <u>\$130</u> for the first \$2,000, plus \$48 <u>\$19</u> for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 - \$50,000	\$544 <u>\$567</u> for the first \$25,000, plus \$44 <u>\$15</u> for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 - \$100,000	\$894 <u>\$942</u> for the first \$50,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 and up	\$1,344 <u>\$1,392</u> for the first \$100,000, plus \$8 for each additional \$1,000 or fraction thereof

Rainwater Harvesting Systems

Total Value of Construction Work to be Performed:

\$1 - \$500	\$52 <u>\$55</u> minimum fee
\$501 - \$2,000	\$52 <u>\$55</u> for the first \$500, plus \$5 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 - \$25,000	\$427 <u>\$130</u> for the first \$2,000, plus \$48 <u>\$19</u> for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 - \$50,000	\$544 <u>\$567</u> for the first \$25,000, plus \$44 <u>\$15</u> for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 - \$100,000	\$894 <u>\$942</u> for the first \$50,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 and up	\$1,344 <u>\$1,392</u> for the first \$100,000, plus \$8 for each additional \$1,000 or fraction thereof

Residential Fire Suppression Systems

Residential multi-purpose and stand alone fire suppression system fees are based on the square footage of the structure as follows:

0 to 2,000 sq ft	\$53 <u>\$56</u>
2,001 to 3,600 sq ft	\$78 <u>\$82</u>
3,601 to 7,200 sq ft	\$404 <u>\$109</u>
7,201 sq ft and greater	\$429 <u>\$135</u>

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Land Use Reviews		
Adjustment Review (Type II)		
Residential - Fences / Decks / Eaves	\$1,250	
Residential - Lots with existing single-dwelling units	\$1,722	
All other residential adjustments	\$1,615	
Non-Residential or Mixed Use	\$1,729	
Comprehensive Plan and Zone Map Amendment (Type III)	\$19,944	<u>\$20,768</u>
Single Family Residential to Single Family Residential Upzoning (Type III)	\$11,490	<u>\$11,976</u>
Conditional Use		
Type I	\$2,525	
Minor (Type II)	\$3,363	<u>\$3,367</u>
Radio Frequency Facilities (Type II)	\$4,271	<u>\$4,440</u>
Major - New (Type III)	\$11,170	<u>\$11,250</u>
Major - Existing	\$5,420	<u>\$5,500</u>
Major - Radio Frequency	\$11,664	<u>\$12,157</u>
Design Review	\$0.0048	<u>\$0.0050</u> of valuation
Major (Type III)	minimum \$5,669	<u>\$5,896</u>
	maximum \$22,770	<u>\$23,681</u>
Minor A (Type I & II) --except as identified in Minor B and Minor C, including residential projects with 2 or more units; and --radio frequency facilities	minimum \$3,488	maximum \$6,915
Minor B (Type I & II) --Includes residential projects with 1 unit --Improvements with valuation under \$5,000 but more than \$2,500 --Parking areas 10,000 sq. ft. or less --Awnings, signs, rooftop mechanical equipment --Lighting projects --Remodels affecting less than 25 consecutive linear ft. of frontage	minimum \$785	maximum \$3,325
Minor C (Type I & II) --Improvements not identified in Minor B with valuation \$2,500 or less --Fences, freestanding & retaining walls, gates --Colors in historic districts	\$650	
Modifications Through Design Review	\$300	

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Environmental Review (Type I)	\$655	
Environmental Review (Type II)		
Residential Use (only)	\$2,224	<u>\$2,225</u>
Non-residential or mixed use	\$3,224	<u>\$3,225</u>
Environmental Review Protection Zone (Type III)	\$5,850	<u>\$5,930</u>
Environmental Violation Review		
Type II required	\$3,486	<u>\$3,490</u>
Type III required	\$7,033	<u>\$7,341</u>
Undividable lot with existing single dwelling unit	\$4,890	<u>\$4,970</u>
Final Plat Review / Final Development Review (for Planned Development or Planned Unit Development) (Type I)		
If preliminary was Type I with no street	\$1,760	
If preliminary was Type I or IIx with a street	\$3,662	
If preliminary was Type II / IIx with no street	\$3,662	
If preliminary was Type III	\$6,036	
Greenway (Type II)		
Residential Use (only) or Simple Non-Residential or Mixed Use	\$1,224	<u>\$1,225</u>
Non-residential or mixed use	\$4,256	<u>\$4,260</u>
Historic Landmark Designation		
Individual properties (Type III)	\$3,973	
Multiple properties or districts (Type III)	\$4,774	
Demolition Review (Type IV)	\$5,434	<u>\$5,651</u>
Impact Mitigation Plan		
Amendment (Minor) (Type II)	\$3,308	<u>\$3,439</u>
Implementation (Type II)	\$3,633	<u>\$3,637</u>
New / Amendment (Major) (Type III)	\$22,820	<u>\$22,900</u>
Amendment (Use) (Type III)	\$6,354	<u>\$6,434</u>
Land Division Review		
Type I	\$5,267 + \$175 per lot, plus \$900 if new street	
Type IIx	\$6,664 <u>\$6,665</u> + \$175 per lot, plus \$900 if new street	
Type III	\$9,789 <u>\$9,869</u> + \$175 per lot, plus \$900 if new street	
Partition with Concurrent Environmental Review (Type III)	\$5,766 <u>\$5,845</u> + \$200 per lot, plus \$900 if new street	
Subdivision with Concurrent Environmental Review (Type III)	\$9,999 <u>\$10,070</u> + \$200 per lot, plus \$900 if new street	

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Land Division Amendment Review			
	Type I	\$2,000	
	Type Iix	\$2,736	<u>\$2,740</u>
	Type III	\$8,604	<u>\$8,681</u>
Living Smart House Plans			
Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)			
Lot Consolidation (Type I)		\$1,300	
Master Plan			
Minor Amendments to Master Plans (Type II)		\$7,379	<u>\$7,383</u>
New Master Plans or Major Amendments to Master Plans (Type III)		\$13,788	<u>\$13,868</u>
Non-conforming Situation Review (Type II)		\$4,337	<u>\$4,341</u>
Non-conforming Status Review (Type II)		\$2,236	<u>\$2,240</u>
Planned Development Review			
	Type Iix	\$4,134	<u>\$4,138</u>
	Type III	\$7,564	<u>\$7,644</u>
Planned Development Amendment / Planned Unit Development Amendment			
	Type Iix	\$2,862	<u>\$2,866</u>
	Type III	\$8,373	<u>\$8,453</u>
Statewide Planning Goal Exception (Type III)		\$30,373	<u>\$30,453</u>
Tree Preservation Violation Review			
	Type II	\$2,736	<u>\$2,740</u>
	Type III	\$7,183	<u>\$7,263</u>
Tree Review			
	Type I	\$2,000	
	Type II	\$2,736	<u>\$2,740</u>
Zoning Map Amendment (Type III)		\$6,078	<u>\$6,158</u>
Other Unassigned Reviews			
	Type I	\$2,492	
	Type II / Iix	\$2,978	<u>\$2,982</u>
	Type III	\$7,183	<u>\$7,263</u>

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Early Assistance Services		
Appointment for Early Land Use Review Assistance	\$150 per hour	
Design Advice Request	\$1,504	<u>\$1,561</u>
Early Pre-Submittal Plan Review	\$415	<u>\$120</u> per hour
Hourly Rate for Land Use Services	\$415	<u>\$120</u>
Pre-Application Conference	\$2,160	
Remedial Action Exempt Review - Conference	<u>\$500</u>	
Zoning Confirmation		
Tier A (Bank Letter, New DMV)	\$277	
Tier B (Zoning/Development Analysis, Non-conforming Standard Evidence, Notice of Use Determination)	\$804	
Other Planning Services		
Appeals		
Type II / IIx	\$250	
Type III	1/2 of application fee	
Demolition Delay Review	\$464	<u>\$167</u>
DMV Renewal	\$49	<u>\$51</u>
Expert Outside Consultation (above base fee)	\$86	<u>\$89</u> per hour
Lot Segregation Confirmation	\$466	<u>\$485</u>
Lot Segregation Confirmation with Property Line Adjustment	\$1,046	
Plan Check		
Residential and commercial	\$1.52 <u>\$1.58</u> per \$1,000 valuation, \$60 <u>\$62</u> minimum	
Community Design Standards Plan Check	\$0.005 <u>\$0.0052</u> of valuation (add to base fee)	
Environmental Plan Check	\$727 (add to base fee)	
Environmental Violation Plan Check	\$850 (add to base fee)	
Property Line Adjustment	\$941	
Remedial Action Exempt Review - Simple	<u>\$2,400</u>	
Remedial Action Exempt Review - Complex	<u>\$3,900</u>	
Renotification Fee	\$493	
Transcripts	Actual cost	

Multnomah County

**Proposed
On-Site Sewage Disposal Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Site Evaluation		
Site Evaluation - Land Feasibility Study (LFS)		
Up to 600 gallons	\$725	<u>\$761</u>
Large systems (601 - 2,500 gallons)		
Additional fee charged per 500 gallons	\$247	<u>\$259</u>
Single Family Dwelling Only		
Evaluation for Temporary or Health Hardship Mobile Home		
Biennial Inspection	\$468	<u>\$491</u>
New Residential Construction - Installation Permit		
Up to 600 gallons		
Advanced Treatment Technology	\$1,294	<u>\$1,359</u>
Capping Fill	\$1,294	<u>\$1,359</u>
Sandfiltration	\$1,294	<u>\$1,359</u>
Pressure Distribution	\$1,294	<u>\$1,359</u>
Tile Dewatering	\$1,294	<u>\$1,359</u>
Standard On-Site System	\$952	<u>\$1,000</u>
Seepage Trench	\$952	<u>\$1,000</u>
Gray Water Waste Disposal Sump	\$488	<u>\$512</u>
Other	\$952	<u>\$1,000</u>
Residential Repair Permit		
Up to 600 gallons		
Major Septic Tank/Drainfield	\$507	<u>\$532</u>
Minor Septic Tank	\$254	<u>\$264</u>
Single Family, Two or More Family, and Commercial Facilities		
All Pumping Systems With Single Pump, Excluding Sandfilters		
Single Pump Systems	\$75	<u>\$79</u>
Alteration Permit		
Major Cesspool	\$957	
Major Septic Tank/Drainfield	\$957	<u>\$1,005</u>
Minor Septic Tank	\$488	<u>\$512</u>
Authorization Notice		
Without Field Visit	\$247	<u>\$259</u>
With Field Visit	\$687	<u>\$721</u>

Multnomah County

**Proposed
On-Site Sewage Disposal Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Single Family, Two or More Family, and Commercial Facilities (continued)		
Decommission Cesspool/Septic Tank		
Abandonment - without site visit	\$94	<u>\$96</u>
Abandonment - with site visit and another on-site permit	\$94	<u>\$96</u>
Abandonment - with site visit, but no other on-site permit	\$189	<u>\$198</u>
Existing System Evaluation	\$589	<u>\$618</u>
Holding Tank, Sand Filtration, or Advanced Treatment Technology		
Annual Inspection	\$426	<u>\$447</u>
Two or More Family and Commercial Facilities		
Commercial Facilities System Plan Review		
To be charged in addition to commercial construction and repair permit fees.		
601 - 2,500 gallons	\$572	<u>\$601</u>
Commercial Repair Permit		
Up to 600 gallons		
Major Alternative System	\$1,294	<u>\$1,359</u>
Major Septic Tank/DF	\$952	<u>\$1,000</u>
Minor Holding Tank	\$952	<u>\$1,000</u>
Minor Septic Tank	\$488	<u>\$512</u>
Large system (601 - 2,500 gallons)		
Additional fee charged per 500 gallons	\$124	<u>\$127</u>
New Commercial Construction - Installation Permit		
Up to 600 gallons		
Advanced Treatment Technology	\$1,294	<u>\$1,359</u>
Alternative System	\$1,294	<u>\$1,359</u>
Sandfiltration	\$1,294	<u>\$1,359</u>
Holding Tank	\$952	<u>\$1,000</u>
Septic Tank/Drainfield	\$952	<u>\$1,000</u>
Large systems (601 - 2,500 gallons)		
Additional fee charged per 500 gallons	\$124	<u>\$127</u>

Multnomah County

**Proposed
On-Site Sewage Disposal Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Miscellaneous		
Annual Report for Annual Evaluation for Advance Treatment Technology On-Site System	\$75	<u>\$79</u>
Certification of On-site Sewage Disposal Multnomah County Land Use Sign Off		
Without site visit	\$104	<u>\$109</u>
With site visit	\$194	<u>\$204</u>
Permit Transfer, Reinstatement, or Renewal		
Without Field Visit	\$247	<u>\$259</u>
With Field Visit	\$687	<u>\$721</u>
Pumper Truck Inspection		
First Truck	\$240	<u>\$252</u>
Second Truck	\$97	<u>\$102</u>
Reinspection Fee		
Residential	\$486	<u>\$510</u>
Commercial	\$486	<u>\$510</u>

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Establishing Fees and Charges for Chapter 29, Building Regulations, of the Multnomah County Code and Repealing Resolution No. 08-026

The Multnomah County Board of Commissioners Finds:

- a. Chapter 29, Building Regulations, of the Multnomah County Code (MCC) provides that the Board shall establish certain fees and charges by resolution.
- b. Multnomah County has entered into intergovernmental agreements with the cities of Gresham and Portland to administer and enforce MCC Chapter 29.
- c. On March 13, 2008, the Board adopted Resolution No. 08-026 establishing MCC Chapter 29 fees and charges. The only change made by Resolution 08-026 was to set a new fee for special bridge lighting.
- d. The City of Portland has recently approved changes including an overall increase of electrical and plumbing permit fees and in the hourly rate for services provided under the Master Permits/Facilities Permit Program, effective July 1, 2008, under State of Oregon Structural, Electrical, Mechanical, and Plumbing Specialty Codes and the State of Oregon One & Two Family Dwelling Specialty Code in accordance with OAR 918-020-0220 and ORS 455.210.
- e. It is necessary to update the building, electrical, mechanical and plumbing fees in Schedule 1 for the areas of unincorporated Multnomah County covered by the intergovernmental agreement between the County and the City of Portland.
- f. All other fees and charges established by Resolution No. 08-026 remain the same.

The Multnomah County Board of Commissioners Resolves:

1. The fees and charges for Chapter 29, Building Regulations, of the Multnomah County Code are set as follows:
 - A. For the areas of unincorporated Multnomah County within the Portland Urban Services Boundary:

<u>Section 29.010</u>	FEES (Building Code)	See Schedule 1 attached
<u>Section 29.106</u>	FEES (Electrical Code)	See Schedule 1 attached
<u>Section 29.207</u>	FEES (Plumbing Code)	See Schedule 1 attached
 - B. For the areas of unincorporated Multnomah County outside of the Portland Urban Services Boundary:

<u>Section 29.010</u>	FEES (Building Code)	See Exhibit A attached
<u>Section 29.106</u>	FEES (Electrical Code)	See Exhibit B attached
<u>Section 29.207</u>	FEES (Plumbing Code)	See Exhibit C attached
 - C. For all areas of unincorporated Multnomah County:

<u>Section 29.348</u>	PERMIT FEE	
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	Grading and Erosion Control Permit	\$344
<u>Section 29.401.</u>	FEE FOR REVIEW AND APPROVAL (Condominiums)	
	Condominiums, plat and floor plan:	\$500 Plus \$50 per building
	Buildings greater than two stories or 20 units:	Actual cost of review
<u>Section 29.611</u>	REVIEW FEE	
	Flood Plain Review (one and two family dwellings)	\$27
	Flood Plain Review (all other uses):	\$59
<u>Section 29.712</u>	SPECIAL EVENT PERMIT APPLICATION FEE, DEPOSIT AND COST RECOVERY	
	(A) Special Event Permit Application Fee	\$50
	(B) Minimum Cost Recovery Deposit Based On Categories Of Events Under MCC 29.705	
	(1) Event Under MCC 29.705 (A), If No Event Permit Required No Deposit Is Necessary, Otherwise	\$50
	(2) Event under MCC 29.705 (B)	\$250
	(3) Event under MCC 29.705 (C)	\$500
	(4) Event under MCC 29.705 (D)	\$1,000
	(C) Additional Cost Recovery as authorized under MCC 29.712 (C) will be based on actual costs incurred by the County under MCC 29.712 (B) (1)-(4).	
<u>Section 29.725</u>	SPECIAL BRIDGE LIGHTING FEE AND MINIMUM DEPOSIT	
	(A) Static Light Display	
	(1) For 1 to 7 days	\$150
	(2) For 8 to 14 days	\$200
	(B) Moving Light Display	
	(1) For 1 to 7 days	\$350
	(2) For 8 to 14 days	\$400

2. Resolution No. 08-026 is repealed and this Resolution takes effect on July 1, 2008.

ADOPTED this 22nd day of May, 2008.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Matthew O. Ryan, Assistant County Attorney

Schedule 1 – For Areas of Unincorporated Multnomah County
Within the Portland Urban Services Boundary

Section 29.010. FEES (Building Code)

§ 29.010 FEES.

The fees shall apply under this subchapter in addition to those provided in the state building code. Where conflicts occur with fees provided in the state building code, the fees in this subchapter shall prevail.

I. Building Fees:

- (A) Building permit fees shall be charged based on the total valuation of work to be performed.

Total Valuation¹ of Work to be Performed	Fees
\$1 to \$500	\$44.60 minimum fee
\$501 to \$2,000	\$44.60 for the first \$500, plus \$2.01 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 to \$25,000	\$74.75 for the first \$2,000, plus \$7.87 for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 to \$50,000	\$255.76 for the first \$25,000 plus \$5.85 for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 to \$100,000	\$402.01 for the first \$50,000, plus \$3.90 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 and up	\$597.01 for the first \$100,000, plus \$3.28 for each additional \$1,000 or fraction thereof

- (B) **Plan Review/Process Fee.** 65% of the building permit fee
For the original submittal and one revision, unless the revision increases the project valuation.
- (C) **Fire and Life Safety Review Fee:** 40% of the building permit fee.

¹ Definition of Valuation: The valuation to be used in computing the permit fee and plan check/process fee shall be the total value of all construction work for which the permit is issued, as well as all finish work, painting, roofing, electrical, plumbing, heating, air conditioning, elevators, fire extinguishing systems and other permanent work or equipment, and the contractor's profit.

(D) **Miscellaneous Fees:**

Additional Plan Review Fee
plans For changes, additions or revisions to approved plans Plan review time ½ hour or less: \$55
Plan review time greater than ½ hour: \$110 per hour or fraction thereof.

Appeal Fees (per appeal):

One- and two-family dwellings	\$100.00
All other occupancies	\$200.00
plus for each appeal item over 4	\$ 50.00

Approved Fabricators Certification Fee

Initial Certification	\$1,000
Annual Renewal - without modifications	\$ 250
Annual Renewal – with modifications	\$ 500
Field audits and inspections	\$ 120 per hour or fraction of an hour. Minimum – 1 hour

Whenever an inspection is conducted by OPDR staff at a facility more than 50 miles from the City of Portland's BDS office, the applicant shall reimburse the City for travel costs including auto travel, air travel, lodging and meals.

Approved Testing Agency Certification Fee

Initial Certification	\$1,000
Annual Renewal – without modifications	\$ 250
Annual Renewal – with modifications	\$ 500
Field audits and inspections	\$ 120 per hour or fraction of an hour. Minimum – 1 hour

Whenever an inspection is conducted by OPDR staff at a facility more than 50 miles from the City of Portland's OPDR office, the applicant shall reimburse the City for travel costs including auto travel, air travel, lodging and meals.

Circus Tent Fee \$160

Deferred Submittal Fee

For processing and reviewing deferred plan submittals 10% of the building permit fee calculated using the value of the particular deferred portion or portions of the project

The fee is in addition to the project plan review fee based on the total project value. Minimum fee -
\$100 for 1 & 2 family dwelling projects
\$250 for commercial and all other projects

Energy Plan Review

Applies to all building permits with valuation over \$2.5 million and to any subsequent tenant improvements. Actual plan review costs, plus 10% administrative processing fee.

Express Start Program Fee

Fee for accelerated plan review and the issuance of an authorization to proceed with construction prior to completion of the full plan review process \$120 per hour or fraction of an hour

Fee for Examination of Filed Plans: If more than 2 plans, \$1 per added plan.

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and project management activities: \$140 per hour or fraction of an hour
Minimum – 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Hours. Inspections Outside of Normal Business \$150 per hour or fraction of an hour
Minimum - \$150

Intake Fee

For 1 & 2 family dwellings with engineer/architect certified as plans examiner \$275

Investigation Fee

For commencement of work before obtaining a permit Equal to the permit fee or the actual investigation costs at \$110 per hour, whichever is greater, plus \$250

Limited Consultation Fee

For an optional meeting held prior to application for building permits for projects with complex and fairly detailed issues in one or two areas of expertise (e.g., building and fire codes). The meeting will be limited to two City staff members. \$150

Living Smart House Plans

Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)

Manufactured Dwelling Installation on Individual Lot

Installation and set up	\$315
Earthquake-resistant bracing when not installed under a Manufactured dwelling installation permit	\$ 85

Additional fees are required for separate permits which may include but are not limited to the following: building, plumbing, electrical, water, sewage, public right of way approaches and improvements, and plan review.

Manufactured Dwelling Installation in a Park

Installation and set up	\$315
Earthquake-resistant bracing when not installed under a Manufactured dwelling installation permit	\$ 85

Additional fees are required for separate permits which may include but are not limited to the following: building, plumbing, electrical, water, sewage, public right of way approaches and improvements, and plan review.

Manufactured Dwelling Park

(Development or enlargement of a manufactured dwelling park)

Permit Fee:

10 spaces or fewer	\$45 each space
11 - 20 spaces	\$450 plus \$25 for each space over 10
more than 20 spaces	\$700 plus \$20 for each space over 20
Plan review	65% of the permit fee
Zoning inspection	15% of the permit fee
Cabana installation	\$100

Additional fees are required for separate permits which may include but are not limited to the following: building, plumbing, electrical, water, sewage, public right of way approaches and improvements, and plan review.

Major Projects Group Fee - \$50,000 per project

The Bureau of Development Services' fee for projects that participate in the Major Projects Group (MPG) program that facilitates City review and permitting processes for larger development projects. This fee is in addition to the standard permit fees required on the project. There are additional MPG fees charged by other City bureaus for projects that are enrolled in this program.

Master Permit/Facilities Permit

Program

Annual Registration Fee:

Site with one building	\$150
Site with two buildings	\$250
Site with three buildings	\$350

Site with four buildings \$425

Site with five or more buildings \$500

For projects valued at \$600,000 or less: Building orientations, inspection, plan review and administrative activities: \$165 per hour or fraction of an hour
Minimum – 1 hour for each inspection

For projects exceeding \$600,000 value: Building inspection and plan review: Fee based on project valuation and building permit fee schedule

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Minor Structural Labels \$100 per set of 10 labels

Other Inspections Not Specifically Identified Elsewhere \$110 per hour or fraction of hour
Minimum – 1 hour

Permit Reinstatement Processing Fee For renewal of a permit that has been expired for six months or less provided no changes have been made in the original plans and specifications for such work. A permit may be renewed only once. The renewal fee shall be one-half the amount required for a new permit. Minimum Fee - \$50.

Phased Project Plan Review Fee For plan review on each phase of a phased project: 10% of the total project building permit fee not to exceed \$1,500 for each phase, plus \$250.

Pre-Development Conference Fee \$1,400

For an optional meeting held prior to application for building permits for projects that contain complete or multiple issues.

Recreational Park

(Development or enlargement of a recreational park)

Permit Fee:

10 spaces or fewer	\$26 each space
11 - 20 spaces	\$260 plus \$16 for each space over 10
21 - 50 spaces	\$420 plus \$12 for each space over 20
more than 50 spaces	\$780 plus \$9 for each space over 50

Plan review 65% of the permit fee

Zoning inspection 15% of the permit fee

Cabana installation \$100

Additional fees are required for separate permits which may include but are not limited to the following: building, plumbing, electrical, water, sewage, public right of way approaches and improvements, and plan review.

Reinspection Fee	\$ 75 per inspection
Reproduction Fees	\$2 per plan and \$.50 per page of correspondence
Requested Inspection Fees	
One and Two-family dwellings	\$110
Apartment Houses	\$160 + \$10 for each dwelling unit in excess of three
Hotels/Motels	\$160 + \$5 for each sleeping room in excess of five
All other occupancies one and two stories in height	\$160 + \$10 for each additional 1,000 square feet over 10,000 square feet
All other occupancies three stories in height and above	\$160 + \$20 for each story in excess of three

Re-roof Permit and Inspection Fee

Re-roof permits are available in multiples of five to commercial roofing contractors who pre-register with the City of Portland Bureau of Development Services.

Permit Fee	\$750
Plan review / process fee	\$125

Special Inspection Certification Fee

Initial Certification	\$ 60
Annual Renewal	\$ 25
Re-examination	\$ 50

Special Program Processing Fee \$250

Temporary Certificate of Occupancy \$175.00

Zoning Inspection Fee Applies to all new construction and any other permit requiring Planning/Zoning approval.

For 1 & 2 family dwellings	\$83
For commercial and all other	19% of the building permit or \$83 whichever is greater

Zoning Permit Fee - Fee for ensuring conformance of zoning code standards.

For 1 & 2 family dwellings	\$32
For commercial and all other	Fee is based on the project valuation and the commercial building permit fee table, plus 65% plan review/process fee. Minimum commercial zoning permit fee is \$106.

II. Mechanical Permit Fee Schedule

One & Two Family Dwelling Fees

HVAC

Air handling unit	\$19
Air Conditioning (site plan required)	\$19
Alteration/repair of existing HVAC system	\$24
Boiler/compressors	\$24
Heat pump (site plan required)	\$38
Install/replace furnace/burner (including ductwork / vent / liner)	\$40
Install/replace/relocate heaters – suspended, wall or floor mounted	\$19
Vent for appliance other than furnace	\$16

Environmental exhaust and ventilation

Appliance vent	\$16
Dryer Exhaust	\$10
Hoods, Type I/II/Res. Kitchen/Hazmat Hood Fire Suppression System	\$10
Exhaust fan with single duct (bath fans)	\$10
Exhaust system apart from heating or AC	\$16

Fuel Piping and Distribution (up to 4 outlets) \$11

Fuel piping each additional over 4 outlets	\$2
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Other listed appliance or equipment

Decorative fireplace	\$19
Insert	\$42
Woodstove/Pellet Stove	\$42

Other: (including oil tanks, gas and diesel generators, gas and electric ceramic kilns, gas fuel cells, jewelry torches, crucibles, and other appliance/equipment not included above)	\$24
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Minimum Fee \$50

Commercial Fees

Commercial Mechanical Permit Fee

For commercial installation, replacement or relocation of non-portable mechanical equipment or mechanical work.

Valuation:

\$1 to \$1,000	\$35
\$1,001 to \$10,000	\$35.00 plus \$1.78 for each additional \$100 over \$1,000
\$10,001 to \$100,000	\$195.20 plus \$10.98 for each additional \$1,000 over \$10,000
\$100,001 and above	\$1,183.40 plus \$7.54 for each additional \$1,000 over \$100,000

Valuation includes the dollar value of all mechanical materials, equipment, labor overhead and profit.

Commercial Plan Review 60% of mechanical permit fee

Miscellaneous Fees

Additional Plan Review Fee For changes, additions or revisions to approved plans	Plan review time ½ hour or less: \$55 Plan review time greater than ½ hour: \$110 per hour or fraction thereof
Appeal Fees (per appeal)	
One and Two-Family Dwellings	\$100
All other occupancies	\$200
Each appeal item over 4	\$50

Field Issuance Remodel Program
For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee:	\$200 per contractor
Inspection, plan review, administrative and project management activities:	\$140 per hour or fraction of an hour Minimum – 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Inspections Outside of Normal Business Hours \$150 per hour or fraction of hour

Investigation Fee
For commencement of work before obtaining a permit Equal to the permit fee or the actual investigation costs at \$110 per hour, whichever is greater, plus \$250

Living Smart House Plans

Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)

Master Permit/Facilities Permit Program

Inspection, plan review, and administrative activities \$165 per hour or fraction of hour. Minimum – 1 hour for each inspection

Minor Mechanical Labels

\$100 for set of 10 labels

Other Inspections Not Specifically Identified Elsewhere

\$110 per hour or fraction of hour. Minimum – 1 hour

Permit Reinstatement Processing Fee

Fee for renewal of a permit that has been expired for six months or less provided no changes have been made in the original plans and specifications for such work. A permit may be renewed only once.

The renewal fee shall be one-half the amount required for a new permit.
Minimum Fee - \$50

Reinspection Fee

\$75 per inspection

Requested Inspection Fee

One and Two-Family Dwellings

\$110

3 or More Family Dwellings

\$160 + \$10 for each dwelling unit in excess of three

Hotels/Motels

\$160 + \$5 for each sleeping room in excess of five

All other occupancies one and two stories in height up to 10,000 sq. ft.

\$160 + \$10 for each additional 1,000 square feet

All other occupancies 3 stories in height and above

\$160 + \$20 for each story in excess of three

Schedule 1 – For Areas of Unincorporated Multnomah County
Within the Portland Urban Services Boundary

Section 29.106. FEES (Electrical Code)

§ 29.106 FEES.

New Residential

Single or multi-family, per dwelling unit. Include attached garage. Service included. 1,000 square feet or less	\$207
Each additional 500 sq ft or portion thereof	\$45
Limited Energy Install 1 & 2 Family	\$45
Limited Energy Install Multi-Family	\$45
Each Manufactured Home or Modular Dwelling Service and/or Feeder	\$122

Services or Feeders

Installation, alteration or relocation	
200 amps \ 5 kva or less	\$ 106
201 to 400 amps \ 5.01 to 15 kva	\$151
401 to 600 amps \ 15.01 to 25 kva	\$198
601 amps to 1,000 amps	\$300
Over 1,000 amps or volts	\$550
Reconnect only	\$ 96

Renewable Energy

Installation, alteration or relocation	
200 amps \ 5 kva or less	\$ 106
201 to 400 amps \ 5.01 to 15 kva	\$151
401 to 600 amps \ 15.01 to 25 kva	\$198

Temporary Services or Feeders

Installation, alteration or relocation	
200 amps or less	\$ 94
201 amps to 400 amps	\$143
401 amps to 600 amps	\$181
Over 600 amps or 1,000 volts (see above)	

Branch Circuits

New, alteration or extension per panel	
The fee for branch circuits with the purchase of service or feeder fee	\$ 9
The fee for branch circuits without the purchase of service or feeder fee:	
First branch circuit	\$ 88
Each additional branch circuit	\$ 9

Miscellaneous

(Service or feeder not included)	
Each pump or irrigation circle	\$ 77
Each sign or outline lighting	\$ 77
Signal circuit(s) or a limited energy panel, alteration or extension	\$ 77

Swimming Pools. Fees shall be based upon **Services or Feeders** or **Branch Circuits** (see above). The inspection of the grounding of the pool shall be included in the permit for the pool and counted as one of the number of allowed inspections under the permit.

Borderline Neon \$156 per elevation

Wall washing of non-illuminated signs \$.61 per square foot

Plan Review Fee 25% of total electrical permit fees

Miscellaneous Fees

Additional Plan Review Fee	Plan review time ½ hour or less: \$55
For changes, additions or revisions to approved plans	Plan review time greater than ½ hour: \$110 per hour or fraction thereof

Appeal Fees (per appeal)

One and Two-Family Dwellings	\$100
All other occupancies	\$200
Each appeal item over 4	\$ 50

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and project management activities: \$140 per hour or fraction of an hour
Minimum – 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Inspections Outside of Normal Business Hours \$150 per hour or fraction of hour

Investigation Fee Equal to the permit fee or the actual investigation costs at \$110 per hour, whichever is greater, plus \$250
For commencement of work before obtaining a permit

Living Smart House Plans

Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)

Master Permit (Industrial Plant) Program Fees

Registration \$100 per facility

Each additional off-site location \$100

Inspection, plan review and administrative activities \$110 per hour or fraction of hour

Master Permit/Facilities Permit Program

Inspection, plan review and administrative activities \$165 per hour or fraction of hour.
Minimum – 1 hour for each inspection

Other Inspections Not Specifically Identified Elsewhere \$110 per hour or fraction of hour. Minimum – 1 hour

Permit Reinstatement Processing Fee

Fee for renewal of a permit that has been expired for six months or less provided no changes have been made in the original plans and specifications for such work. A permit may be renewed only once. The renewal fee shall be one-half the amount required for a new permit. Minimum fee - \$50

Reinspection and Additional Fees	
Reinspections or inspections above the number covered by original permit	\$75 per inspection
Requested Inspection Fee	
One and Two-Family Dwellings	\$110
Apartment Houses	\$160 + \$10 for each dwelling unit in excess of three
Hotels/Motels	\$160 + \$5 for each sleeping room in excess of five
All other occupancies one and two stories in height	\$160 + \$10 for each additional 1,000 square feet over 10,000 square feet
All other occupancies three stories in height and above	\$160 + \$20 for each story in excess of three

Schedule 1 – For Areas of Unincorporated Multnomah County
 Within the Portland Urban Services Boundary

Section 29.207. FEES (Plumbing Code)

§ 29.207 FEES.

New 1 & 2 Family Dwellings Only

(includes 100 feet for each utility connection)

With one bath	\$383
With two baths	\$575
With three baths	\$671
Each additional bath/kitchen	\$160

Site Utilities

Catch basin/area drain inside building	\$ 28
Manufactured home utilities	\$ 68
First 100 feet of:	
Rain drain (no. of linear feet)	\$ 85
Sanitary sewer (no. of linear feet)	\$ 85
Storm sewer (no. of linear feet)	\$ 85
Water service (no. of linear feet)	\$ 85
Each additional 100 feet or portion thereof	\$ 64

Interior Mainline Piping

Water Piping – first 100 feet	\$85
Drainage Piping – first 100 feet	\$85
Each additional 100 feet of portion thereof	\$64

Fixture or Item

Back flow preventer	\$ 28
Backwater valve	\$ 28
Basins/lavatory	\$ 28
Clothes washer	\$ 28
Dishwasher	\$ 28
Drinking fountains	\$ 28
Ejectors/Sump	\$ 28
Expansion tank	\$ 28
Fixture/sewer cap	\$ 28
Floor drains/floor sinks/hubb	\$ 28
Garbage disposal	\$ 28
Hose bibb	\$ 28
Ice maker	\$ 28
Interceptor/grease trap	\$ 28
Primer(s)	\$ 28
Replacing in-building water supply lines:	
Residential:	
First floor	\$ 61
Each additional floor	\$ 24
Commercial:	
Up to first 5 branches	\$ 61
Each fixture ranch over five	\$ 15
Roof drain (commercial)	\$ 28

Sewer cap	\$ 76
Sink(s) Basin(s) Lav(s)	\$ 28
Solar units (potable water)	\$ 65
Stormwater retention/detention tank/facility	\$ 77
Sump	\$ 28
Tubs/shower/shower pan	\$ 28
Urinal	\$ 28
Water closet	\$ 28
Water heater	\$ 28
Other	\$ 28

Minimum Fee \$ 61

Plan Review Fee

For commercial and multi-family structures with new outside installations and/or more than five fixtures, food service or for medical gas systems 25% of the permit fee

Miscellaneous Fees

Additional Plan Review

For changes, additions or revisions to approved plans Plan review time ½ hour or less: \$500.
Plan review time greater than ½ hour: \$110 per hour or fraction thereof

Appeal Fees (per appeal)

One and Two-Family Dwellings	\$100
All other occupancies	\$200
Each appeal item over 4	\$ 50

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and project management activities: \$140 per hour or fraction of an hour
Minimum – 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Inspections Outside of Normal Business Hours \$150 per hour or fraction of hour

Investigation Fee

For commencement of work before obtaining a permit Equal to the permit fee or the actual investigation costs at \$110 per hour, whichever is greater, plus \$250

Living Smart House Plans

Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)

Master Permit/Facilities Permit Program

Inspection, plan review and administration activities

\$165 per hour or fraction of hour. Minimum – 1 hour

Medical Gas Systems

Total Value of Construction Work to be Performed:

\$1 - \$500

\$ 55 minimum fee

\$501 - \$2,000

\$ 55 for the first \$500, plus \$5 for each additional \$100 or fraction thereof, to and including \$2,000

\$2,001 - \$25,000

\$130 for the first \$2,000, plus \$19 for each additional \$1,000 or fraction thereof, to and including \$25,000

\$25,001 - \$50,000

\$567 for the first \$25,000, plus \$15 for each additional \$1,000 or fraction thereof, to and including \$50,000

\$50,001 - \$100,000

\$942 for the first \$50,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$100,000

\$100,001 and up

\$1,392 for the first \$100,000, plus \$8 for each additional \$1,000 or fraction thereof

Other Inspections Not Specifically Identified

Elsewhere

\$110 per hour or fraction of hour. Minimum – 1 hour

Permit Reinstatement Processing Fee

Fee for renewal of a permit that has been expired for six months or less provided no changes have been made in the original plans and specifications for such work. A permit may be renewed only once.

The renewal fee shall be one-half the amount required for a new permit.
Minimum Fee - \$50

Rainwater Harvesting Systems

Total Value of Construction Work to be Performed:

\$1 - \$500	\$55 minimum fee
\$501 - \$2,000	\$55 for the first \$500, plus \$5 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 - \$25,000	\$130 for the first \$2,000, plus \$19 for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 - \$50,000	\$567 for the first \$25,000, plus \$15 for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 - \$100,000	\$942 for the first \$50,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 and up	\$1,392 for the first \$100,000, plus \$8 for each additional \$1,000 or fraction thereof.

Reinspection Fee \$75 per inspection

Requested Inspections

One and Two-Family Dwellings	\$110
Apartment Houses	\$160 + \$10 for each dwelling unit in excess of three
Hotels/Motels	\$160 + \$5 for each sleeping room in excess of five
All other occupancies one and two stories, up to 10,000 sq. ft.	\$160 + \$10 for each additional 1,000 square feet
All other occupancies 3 stories in height and above	\$160 + \$ 20 for each story in excess of three

Residential Fire Suppression Systems

Residential multi-purpose and stand alone fire suppression system fees are based on the square footage of the structure as follows:

0 to 2,000 sq. ft.	\$ 56
2,001 to 3,600 sq. ft.	\$ 82
3,601 to 7,200 sq. ft.	\$109
7,201 sq. ft and greater	\$135

EXHIBIT A

Section 29.010. FEES (Building Code)

§ 29.010 FEES.

The fees shall apply under this subchapter in addition to those provided in the state building code. Where conflicts occur with fees provided in the state building code, the fees in this subchapter shall prevail.

(A) Building permit fees shall be charged based on the total valuation of work to be performed.

Total Valuation of Work to be Performed	Fees
\$1.00 to \$500.00	\$15.00
\$501.00 to \$2,000.00	\$15.00 for the first \$500.00, plus \$1.90 for each additional \$100.00 or fraction thereof, to and including \$2,000.00
\$2,001.00 to \$25,000.00	\$43.50 for the first \$2,000.00, plus \$7.60 for each additional \$1,000.00 or fraction thereof, to and including \$25,000.00
\$25,001.00 to \$50,000.00	\$218.30 for the first \$25,000.00 plus \$5.70 for each additional \$1,000 or fraction thereof, to and including \$50,000.00
\$50,001.00 to \$100,000.00	\$360.80 for the first \$50,000.00, plus \$3.80 for each additional \$1,000.00 or fraction thereof, to and including \$100,000.00
\$100,001.00 and up	\$550.80 for the first \$100,000.00, plus \$3.20 for each additional \$1,000.00 or fraction thereof

(B) Exempt area fire and life safety plan review and inspection: 40 percent of the required building permit fee.

(C) Requested inspection fees. Requested inspections that are not part of the regular inspection program will be made as soon as practical after payment to the building official of the fee specified below:

- | | |
|---|-------|
| (1) Single- and two-family dwellings (occupancy class R3) | \$100 |
| (2) Apartment houses (occupancy class R1) (plus \$7 for each dwelling unit in excess of three) | \$160 |
| (3) Hotels (occupancy class R1) (plus \$5 for each sleeping room in excess of five) | \$160 |
| (4) All other occupancies one and two stories in height up to 10,000 square feet (plus \$7 for each additional 1,000 square feet) | \$160 |
| (5) All other occupancies three stories in height and above (plus \$20 for each story in excess of three) | \$160 |

(D)	Demolition of structure	\$40
(E)	Temporary permit or temporary certificate of occupancy	\$50
(F)	Hearing fee, board of appeals:	
	(1) One- and two-family dwellings	\$50
	(2) All other buildings	\$100
(G)	Certificate of occupancy (new permit not required)	\$50
(H)	Automatic sprinkler system:	
	(1) Minimum charge	\$40
	(2) Per sprinkler head for first 100	\$0.50
	(3) Per sprinkler head in excess of first 100	\$0.30
(I)	Heating and ventilating fees under the Uniform mechanical Code. The minimum permit fee under this subsection shall be \$23.	
	New single- and two-family residences. The following fees for each dwelling unit	
(1)	shall include all heating and ventilating installations within or attached to the building at the time of occupancy.	
	(a) Conditioned floor space under 1,000 square feet	\$29 each.
	(b) Conditioned floor space under 2,000 square feet	\$42 each.
	(c) Conditioned floor space 2,000 square feet or more	\$52 each.
	Residential permit fees (other than (1) above). The following fees are for single-family and two-family dwellings (R-3 and S.R. occupancies) and each individual dwelling within an apartment building, condominium building, hotel or motel (R-1 occupancy), which is individually heated and/or air conditioned. Central mechanical systems in multifamily buildings or appliances and systems not identified in this subsection shall be assessed fee(s) in accordance with paragraph (3).	
(2)	(a) Furnaces: For the installation, relocation, or replacement of each furnace:	
	(i) Forced air or gravity type furnace	\$13
	(ii) Floor furnace	\$10
	(iii) Vented wall furnace or recessed wall heater	\$10
	(iv) Room heater (non-portable)	\$13
	(b) Woodstoves: for the installation, relocation or replacement of each woodstove, fireplace stove or factory built fireplace (including hearth and wall shield)	\$23

- (c) Chimney vent: For the installation, relocation, or replacement of each factory built chimney or appliance vent \$9
- (d) Boiler: For the installation, relocation or replacement of each boiler (water heater) no exceeding 120 gallons, water temperature of 210 degrees Fahrenheit, for 200,000 Btu input \$13
- (e) Air handler or heat exchanger: For the installation, relocation or replacement of each air handler or heat exchanger \$10
- (f) Heat pumps: For the installation, relocation or replacement of ducted heat pump (including compressor, exchanger and ducts attached thereto) \$21
- (g) Air conditioners: For the installation, relocation or replacement of each condensing or evaporating air conditioner (except portable type) \$10
- (h) Ventilation fan: For the installation, relocation or replacement of each ducted ventilation fan \$5
- (i) Range hood: For the installation, relocation or replacement of each domestic range hood, including duct \$10
- (j) Gas piping: For the installation, relocation or replacement of gas piping:
 - (i) One to four outlets \$6
 - (ii) Each additional outlet \$1

(3) Commercial permit fees. Any equipment or system regulated by this code and not classified residential under paragraph (1) or (2) of this section shall be assessed permit fee(s) in accordance with the following:

Valuation of Work	Permit Fee
\$1.00 to \$1,000.00	\$23.00
\$1,001.00 to \$10,000.00	\$23.00 plus \$1.35 for each additional \$100.00 over \$1,000.00
\$10,001.00 to \$100,000.00	\$144.50 plus \$8.30 for each additional \$1,000.00 over \$10,000.00
\$100,001.00 and up	\$891.50 plus \$5.70 for each additional \$1,000 over \$100,000.00

(4) Administrative fees. An administrative fee equal to 65 percent of the permit fee shall be added to each permit fee for every permit issued. The administrative fee shall cover the cost of plan and specification review, permit processing and recording, and applicable state surcharges.

(5) Additional plan review fees. An additional plan review fee may be assessed whenever plans are incomplete, revised or modified to the extent that additional review is required.

Additional plan review fee (minimum charge \$30.00): \$50.00/hour.

(6) Reinspection fees. A reinspection fee may be assessed whenever additional inspections are required due to, but not limited to, failure to provide access to the equipment, work incomplete and not ready

for inspection, failure to have approved plans on the job, deviations from the approved plans, etc. In those instances where a reinspection fee has been assessed, no additional inspection of the work will be performed, nor will the certificate of occupancy be issued, until required fees are paid.

Reinspection fee (minimum charge \$30.00): \$50.00/hour.

(7) Replacement of a hot water heater in kind shall not require a heating and ventilation permit when the hot water heater installation is the only work requiring such a permit. Such permit is covered under the plumbing permit.

(J) Charge for partial permits. When complete plans and specifications are not available, the building official may issue partial permits to assist in the commencement of the work, provided that a partial permit charge is paid to the building official. The number of partial permits issued shall not exceed six on any individual project, except that in special circumstances the building official may allow this number to be exceeded. Partial building permits issued under this section shall be subject to a \$250.00 charge for each permit so issued.

(K) Inspection outside of normal business hours. A fee of \$50.00 per hour or fraction thereof shall be charged for inspections outside of normal business hours.
(90 Code § 9.10.100) (Ord. 164, passed 1978; Ord. 195, passed 1979; Ord. 256, passed 1980; Ord. 278, passed 1981; Ord. 400, passed 1983; Ord. 467, passed 1985; Ord. 557, passed 1987; Ord. 583, passed 1988; Ord. 623, passed 1989; Ord. 728, passed 1992)

EXHIBIT B

Section 29.106. FEES (Electrical Code)

§ 29.106 FEES.

(A) *Plan review.*

(1) A plan checking fee shall be paid at the time of permit application. Fees for plans shall be 25 percent of the total electrical permit fee.

(2) A fee of \$50.00 per hour, with a minimum charge of \$30.00 for the first half hour or fraction thereof, shall be charged for additional plan reviews required by changes, additions or revisions to approved plans.

(B) *Permits.*

(1) The minimum permit fee shall be \$33 unless otherwise stated in this chapter.

(2) Residential wiring (exclusive of service):

Residence wiring less than 1,000 square feet	\$45
Residence wiring less than 2,000 square feet	\$68
Residence wiring over 2,000 square feet	\$90
Electric heat installation in existing residence	\$33

(3) Service installations:

Temporary construction service up to 200 amperes	\$33
Temporary construction service 201--600 amperes	\$56
Temporary construction service 601--3,000 amperes (temporary construction services do not require plan submittal)	\$90
Service not over 100 amperes	\$45
Service over 100 amperes, but not more than 200 amperes	\$68
Service over 200 amperes, but not more than 400 amperes	\$90
Service over 400 amperes, but not more than 600 amperes	\$135
Service over 600 amperes, but not more than 800 amperes	\$158
Service over 800 amperes, but not more than 1,200 amperes	\$203
Service over 1,200 amperes, but not more than 3,000 amperes	\$249

\$249
Plus \$45 for each
1,000 amperes or
fraction over 3,000
amperes

Service over 3,000 amperes	\$338
Service over 600 volts	\$338

(4)	Commercial and industrial feeders:	
	Installation of, alteration or relocation of distribution feeders:	
	Not more than 100 amperes	\$33
	Over 100 amperes, but not more than 200 amperes	\$45
	Over 200 amperes, but not more than 400 amperes	\$68
	Over 400 amperes, but not more than 600 amperes	\$84
	Over 600 amperes, but not more than 800 amperes	\$102
	Over 800 amperes, but not more than 1,200 amperes	\$135
	Over 1,200 amperes, but not more than 3,000 amperes	\$170
		\$170
	Feeder over 3,000 amperes	Plus \$33 for each 1,000 amperes in excess of 3,000 amperes
	Feeder over 600 volts	\$156
	After the ten largest feeders, each feeder shall be charged 50 percent of the above rate.	
(5)	Miscellaneous (exclusive of service):	
	Each farm building other than residence	\$33
	Each irrigation pump	\$33
	Each electrical sign or outline lighting circuit	\$33
	Each swimming pool (including bonding)	\$56
	Each low energy system	\$33
	Each alarm system	\$33
(6)	Branch circuits (shall be additional to plan check, service and feeder fees):	
	One new circuit, alteration or extension	\$32
	Two new circuits, alteration or extension	\$42
	Each circuit over two circuits	\$5
	Each circuit in excess of 50 ampere rating	\$42
(7)	Requested inspections that are not a part of the regular inspection program will be made as soon as practical after payment to the building official of the fee specified below:	
	Single- and two-family dwellings (occupancy class R3)	\$100

Apartment houses (occupancy class R1)(plus \$7 for each dwelling unit in excess of three)	\$160
Hotels (occupancy class R1) (plus \$5 for each sleeping room in excess of five)	\$160
All other occupancies one and two stories in height up to 10,000 square feet (plus \$7 for each additional 1,000 square feet)	\$160
All other occupancies three stories in height and above (plus \$20 for each story in excess of three)	\$160

(8) For any inspection not covered elsewhere in this chapter, or for a pre-permit onsite consultation, the fee shall be \$50 per hour. The minimum charge shall be \$30.

(9) Whenever any work for which a permit is required by this chapter has been commenced without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work.

(10) An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigation fee shall be equal to the amount of the permit fee required by this chapter. The minimum investigation fee shall be the same as the permit fee set forth in this section but not less than \$150. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this chapter, nor from any penalty prescribed by law.

Exception: Electrical work of an emergency nature, for which a permit application with appropriate permit fees is submitted to the permit office within 48 hours, exclusive of Saturdays, Sundays and holidays, after the work was performed.

(11) A fee of \$50 per hour or fraction thereof, with a minimum charge of three hours, shall be charged for inspections outside of normal business hours.

EXHIBIT C

Section 29.207. FEES (Plumbing Code)

§ 29.207 FEES.

(A) Before a permit may be issued for the installation, alteration, renovation or repair of a plumbing or sewage disposal system, fees shall be collected as set by Board resolution. Fees charged in this section relate to individual building or structure systems. Multiple service, private plumbing or sewage disposal systems, included but not limited to planned unit developments, shall be subject to plan review fees as set forth Chapter 27 of this code.

(B) Where an application is made and a plan is required, in addition to the fees under subsection (C) of this section, the applicant shall pay a plan review fee equal to 25 percent of the permit fee. Payment shall be made at the time of application.

(C) Before a permit may be issued for the installation, renovation, alteration or repair of a plumbing or drainage system, fees in accordance with the following table shall be paid:

(1)	New construction for a single-family dwelling and duplex, each unit with one bathroom	\$235
(2)	New construction for a single-family dwelling and duplex, each unit with two bathrooms	\$317
(3)	New construction for a single-family dwelling and duplex, each unit with three bathrooms	\$374
		\$17 plus water service, rain drains, sanitary and storm sewer fees in accordance with subsection (8) of this section.
(4)	For repair, remodel or new construction with more than three bathrooms, per fixture	
(5)	Mobile home service connections (sewer, water and storm), per space	\$42
(6)	Commercial/industrial. The fee shall be \$16 per fixture, plus any water service, sanitary and storm fees as required by subsection (8) of this section.	
(7)	Multifamily and multiplex rowhouses. The fee shall be \$17 per fixture, plus water service, rain drains, sanitary and storm sewers as required in subsection (8) of this section.	
(8)	Water service/sanitary/storm sewer/rain drains:	
	(a) Water service (first 100 feet or fraction thereof)	\$47
	(b) Water service (each additional 100 feet or portion thereof)	\$36

- (c) Building sewer (first 100 feet or fraction thereof) \$47
- (d) Building sewer (each additional 100 feet or fraction thereof) \$36
- (e) Building storm sewer or rain drain (first 100 feet or fraction thereof) \$36
- (f) Building storm sewer or rain drain (each additional 100 feet or fraction thereof) \$36

(9) Miscellaneous:

- (a) Building storm sewer or rain drain (first 100 feet or fraction thereof) \$47
- (b) Replacement water heater (includes electrical and/or mechanical heating fee for an in-kind replacement) \$15
- (c) for replacement of existing water supply lines, drain lines or conductors within the building:
 - (i) Single-family residence: \$35 minimum first floor
\$35 for up to the first five fixture branches
Each additional fixture branch shall be \$8 (fixture branch shall include both hot and cold water)
 - (ii) Commercial/industrial structure:
- (d) Each solar unit \$42
- (e) Minimum fee \$35

(D) Special inspection.

- (1) Prefabricated structural site inspection, the fee shall be 50 percent of applicable category (includes site development and connection of the prefabricated structure).
- (2) Requested inspections that are not part of the regular inspection program will be made as soon as practical after payment to the building official of the fee specified below:
 - (a) Single- and two-family dwellings (occupancy class R3) \$100
 - (b) Apartment houses (occupancy class R1) (plus \$7 for each dwelling unit in excess of three) \$160
 - (c) Hotels (occupancy class R1) (plus \$5 for each sleeping rooms in excess of five) \$160

- | | | |
|-----|---|-------|
| (d) | All other occupancies one and two stories in height up to 10,000 square feet (plus \$7 for each additional 1,000 square feet) | \$160 |
| (e) | All other occupancies three stories in height and above (plus \$20 for each story in excess of three) | \$160 |

(E) Plumbing permit fees shall be doubled if installation is commenced prior to issuance of a permit, except that this provision will not apply to proven emergency installations when a permit is obtained within 24 hours, excluding Saturdays, Sundays and holidays.

(F) A fee of \$50 per hour, with a minimum charge of \$30 for the first half hour or fraction thereof, shall be charged for reinspections for which no fee is specifically indicated.

(G) the minimum charge for any permit issued pursuant to this section shall be \$29.

(H) A fee of \$50 per hour or fraction thereof shall be charged for inspections outside of normal business hours.

(I) A fee of \$50 per hour, with a minimum charge of \$30 for the first half hour or fraction thereof, shall be charged for additional plan reviews required by changes, additions, or revisions to approved plans.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 08-065

Establishing Fees and Charges for Chapter 29, Building Regulations, of the Multnomah County Code and Repealing Resolution No. 08-026

The Multnomah County Board of Commissioners Finds:

- a. Chapter 29, Building Regulations, of the Multnomah County Code (MCC) provides that the Board shall establish certain fees and charges by resolution.
- b. Multnomah County has entered into intergovernmental agreements with the cities of Gresham and Portland to administer and enforce MCC Chapter 29.
- c. On March 13, 2008, the Board adopted Resolution No. 08-026 establishing MCC Chapter 29 fees and charges. The only change made by Resolution 08-026 was to set a new fee for special bridge lighting.
- d. The City of Portland has recently approved changes including an overall increase of electrical and plumbing permit fees and in the hourly rate for services provided under the Master Permits/Facilities Permit Program, effective July 1, 2008, under State of Oregon Structural, Electrical, Mechanical, and Plumbing Specialty Codes and the State of Oregon One & Two Family Dwelling Specialty Code in accordance with OAR 918-020-0220 and ORS 455.210.
- e. It is necessary to update the building, electrical, mechanical and plumbing fees in Schedule 1 for the areas of unincorporated Multnomah County covered by the intergovernmental agreement between the County and the City of Portland.
- f. All other fees and charges established by Resolution No. 08-026 remain the same.

The Multnomah County Board of Commissioners Resolves:

1. The fees and charges for Chapter 29, Building Regulations, of the Multnomah County Code are set as follows:
 - A. For the areas of unincorporated Multnomah County within the Portland Urban Services Boundary:

<u>Section 29.010</u>	FEES (Building Code)	See Schedule 1 attached
<u>Section 29.106</u>	FEES (Electrical Code)	See Schedule 1 attached
<u>Section 29.207</u>	FEES (Plumbing Code)	See Schedule 1 attached
 - B. For the areas of unincorporated Multnomah County outside of the Portland Urban Services Boundary:

<u>Section 29.010</u>	FEES (Building Code)	See Exhibit A attached
<u>Section 29.106</u>	FEES (Electrical Code)	See Exhibit B attached
<u>Section 29.207</u>	FEES (Plumbing Code)	See Exhibit C attached
 - C. For all areas of unincorporated Multnomah County:

<u>Section 29.348</u>	PERMIT FEE	
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	Grading and Erosion Control Permit	\$344
<u>Section 29.401.</u>	FEE FOR REVIEW AND APPROVAL (Condominiums)	
	Condominiums, plat and floor plan:	\$500 Plus \$50 per building
	Buildings greater than two stories or 20 units:	Actual cost of review
<u>Section 29.611</u>	REVIEW FEE	
	Flood Plain Review (one and two family dwellings)	\$27
	Flood Plain Review (all other uses):	\$59
<u>Section 29.712</u>	SPECIAL EVENT PERMIT APPLICATION FEE, DEPOSIT AND COST RECOVERY	
	(A) Special Event Permit Application Fee	\$50
	(B) Minimum Cost Recovery Deposit Based On Categories Of Events Under MCC 29.705	
	(1) Event Under MCC 29.705 (A), If No Event Permit Required No Deposit Is Necessary, Otherwise	\$50
	(2) Event under MCC 29.705 (B)	\$250
	(3) Event under MCC 29.705 (C)	\$500
	(4) Event under MCC 29.705 (D)	\$1,000
	(C) Additional Cost Recovery as authorized under MCC 29.712 (C) will be based on actual costs incurred by the County under MCC 29.712 (B) (1)-(4).	
<u>Section 29.725</u>	SPECIAL BRIDGE LIGHTING FEE AND MINIMUM DEPOSIT	
	(A) Static Light Display	
	(1) For 1 to 7 days	\$150
	(2) For 8 to 14 days	\$200
	(B) Moving Light Display	
	(1) For 1 to 7 days	\$350
	(2) For 8 to 14 days	\$400

2. Resolution No. 08-026 is repealed and this Resolution takes effect on July 1, 2008.

ADOPTED this 22nd day of May, 2008



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler
Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By *Matthew O. Ryan*
Matthew O. Ryan, Assistant County Attorney

Schedule 1 – For Areas of Unincorporated Multnomah County
Within the Portland Urban Services Boundary

Section 29.010. FEES (Building Code)

§ 29.010 FEES.

The fees shall apply under this subchapter in addition to those provided in the state building code. Where conflicts occur with fees provided in the state building code, the fees in this subchapter shall prevail.

I. Building Fees:

- (A) Building permit fees shall be charged based on the total valuation of work to be performed.

Total Valuation¹ of Work to be Performed	Fees
\$1 to \$500	\$44.60 minimum fee
\$501 to \$2,000	\$44.60 for the first \$500, plus \$2.01 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 to \$25,000	\$74.75 for the first \$2,000, plus \$7.87 for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 to \$50,000	\$255.76 for the first \$25,000 plus \$5.85 for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 to \$100,000	\$402.01 for the first \$50,000, plus \$3.90 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 and up	\$597.01 for the first \$100,000, plus \$3.28 for each additional \$1,000 or fraction thereof

- (B) **Plan Review/Process Fee.** 65% of the building permit fee
For the original submittal and one revision, unless the revision increases the project valuation.
- (C) **Fire and Life Safety Review Fee:** 40% of the building permit fee.

¹ Definition of Valuation: The valuation to be used in computing the permit fee and plan check/process fee shall be the total value of all construction work for which the permit is issued, as well as all finish work, painting, roofing, electrical, plumbing, heating, air conditioning, elevators, fire extinguishing systems and other permanent work or equipment, and the contractor's profit.

(D) **Miscellaneous Fees:**

Additional Plan Review Fee

plans For changes, additions or revisions to approved plans Plan review time ½ hour or less: \$55
Plan review time greater than ½ hour: \$110 per hour or fraction thereof.

Appeal Fees (per appeal):

One- and two-family dwellings	\$100.00
All other occupancies	\$200.00
plus for each appeal item over 4	\$ 50.00

Approved Fabricators Certification Fee

Initial Certification	\$1,000
Annual Renewal - without modifications	\$ 250
Annual Renewal – with modifications	\$ 500
Field audits and inspections	\$ 120 per hour or fraction of an hour. Minimum – 1 hour

Whenever an inspection is conducted by OPDR staff at a facility more than 50 miles from the City of Portland's BDS office, the applicant shall reimburse the City for travel costs including auto travel, air travel, lodging and meals.

Approved Testing Agency Certification Fee

Initial Certification	\$1,000
Annual Renewal – without modifications	\$ 250
Annual Renewal – with modifications	\$ 500
Field audits and inspections	\$ 120 per hour or fraction of an hour. Minimum – 1 hour

Whenever an inspection is conducted by OPDR staff at a facility more than 50 miles from the City of Portland's OPDR office, the applicant shall reimburse the City for travel costs including auto travel, air travel, lodging and meals.

Circus Tent Fee \$160

Deferred Submittal Fee

submittals For processing and reviewing deferred plan submittals 10% of the building permit fee calculated using the value of the particular deferred portion or portions of the project

The fee is in addition to the project plan review fee based on the total project value. Minimum fee -
\$100 for 1 & 2 family dwelling projects
\$250 for commercial and all other projects

Energy Plan Review

Applies to all building permits with valuation over \$2.5 million and to any subsequent tenant improvements.

Actual plan review costs, plus 10% administrative processing fee.

Express Start Program Fee

Fee for accelerated plan review and the issuance of an authorization to proceed with construction prior to completion of the full plan review process

\$120 per hour or fraction of an hour

Fee for Examination of Filed Plans:

If more than 2 plans, \$1 per added plan.

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee:

\$200 per contractor

Inspection, plan review, administrative and project management activities:

\$140 per hour or fraction of an hour
Minimum - 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Inspections Outside of Normal Business

Hours.

\$150 per hour or fraction of an hour
Minimum - \$150

Intake Fee

For 1 & 2 family dwellings with engineer/architect certified as plans examiner

\$275

Investigation Fee

For commencement of work before obtaining a permit

Equal to the permit fee or the actual investigation costs at \$110 per hour, whichever is greater, plus \$250

Limited Consultation Fee

For an optional meeting held prior to application for building permits for projects with complex and fairly detailed issues in one or two areas of expertise (e.g., building and fire codes). The meeting will be limited to two City staff members. \$150

Living Smart House Plans

Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)

Manufactured Dwelling Installation on Individual Lot

Installation and set up	\$315
Earthquake-resistant bracing when not installed under a Manufactured dwelling installation permit	\$ 85

Additional fees are required for separate permits which may include but are not limited to the following: building, plumbing, electrical, water, sewage, public right of way approaches and improvements, and plan review.

Manufactured Dwelling Installation in a Park

Installation and set up	\$315
Earthquake-resistant bracing when not installed under a Manufactured dwelling installation permit	\$ 85

Additional fees are required for separate permits which may include but are not limited to the following: building, plumbing, electrical, water, sewage, public right of way approaches and improvements, and plan review.

Manufactured Dwelling Park

(Development or enlargement of a manufactured dwelling park)

Permit Fee:

10 spaces or fewer	\$45 each space
11 - 20 spaces	\$450 plus \$25 for each space over 10
more than 20 spaces	\$700 plus \$20 for each space over 20
Plan review	65% of the permit fee
Zoning inspection	15% of the permit fee
Cabana installation	\$100

Additional fees are required for separate permits which may include but are not limited to the following: building, plumbing, electrical, water, sewage, public right of way approaches and improvements, and plan review.

Major Projects Group Fee - \$50,000 per project

The Bureau of Development Services' fee for projects that participate in the Major Projects Group (MPG) program that facilitates City review and permitting processes for larger development projects. This fee is in addition to the standard permit fees required on the project. There are additional MPG fees charged by other City bureaus for projects that are enrolled in this program.

Master Permit/Facilities Permit

Program

Annual Registration Fee:	
Site with one building	\$150
Site with two buildings	\$250
Site with three buildings	\$350

Site with four buildings \$425

Site with five or more buildings \$500

For projects valued at \$600,000 or less: Building orientations, inspection, plan review and administrative activities: \$165 per hour or fraction of an hour
Minimum – 1 hour for each inspection

For projects exceeding \$600,000 value: Building inspection and plan review: Fee based on project valuation and building permit fee schedule

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Minor Structural Labels \$100 per set of 10 labels

Other Inspections Not Specifically Identified Elsewhere \$110 per hour or fraction of hour
Minimum – 1 hour

Permit Reinstatement Processing Fee For renewal of a permit that has been expired for six months or less provided no changes have been made in the original plans and specifications for such work. A permit may be renewed only once. The renewal fee shall be one-half the amount required for a new permit. Minimum Fee - \$50.

Phased Project Plan Review Fee For plan review on each phase of a phased project: 10% of the total project building permit fee not to exceed \$1,500 for each phase, plus \$250.

Pre-Development Conference Fee \$1,400

For an optional meeting held prior to application for building permits for projects that contain complete or multiple issues.

Recreational Park

(Development or enlargement of a recreational park)

Permit Fee:

10 spaces or fewer	\$26 each space
11 - 20 spaces	\$260 plus \$16 for each space over 10
21 - 50 spaces	\$420 plus \$12 for each space over 20
more than 50 spaces	\$780 plus \$9 for each space over 50

Plan review 65% of the permit fee

Zoning inspection 15% of the permit fee

Cabana installation \$100

Additional fees are required for separate permits which may include but are not limited to the following: building, plumbing, electrical, water, sewage, public right of way approaches and improvements, and plan review.

Reinspection Fee	\$ 75 per inspection
Reproduction Fees	\$2 per plan and \$.50 per page of correspondence
Requested Inspection Fees	
One and Two-family dwellings	\$110
Apartment Houses	\$160 + \$10 for each dwelling unit in excess of three
Hotels/Motels	\$160 + \$5 for each sleeping room in excess of five
All other occupancies one and two stories in height	\$160 + \$10 for each additional 1,000 square feet over 10,000 square feet
All other occupancies three stories in height and above	\$160 + \$20 for each story in excess of three

Re-roof Permit and Inspection Fee

Re-roof permits are available in multiples of five to commercial roofing contractors who pre-register with the City of Portland Bureau of Development Services.

Permit Fee	\$750
Plan review / process fee	\$125

Special Inspection Certification Fee

Initial Certification	\$ 60
Annual Renewal	\$ 25
Re-examination	\$ 50

Special Program Processing Fee \$250

Temporary Certificate of Occupancy \$175.00

Zoning Inspection Fee Applies to all new construction and any other permit requiring Planning/Zoning approval.

For 1 & 2 family dwellings	\$83
For commercial and all other	19% of the building permit or \$83 whichever is greater

Zoning Permit Fee - Fee for ensuring conformance of zoning code standards.

For 1 & 2 family dwellings	\$32
For commercial and all other	Fee is based on the project valuation and the commercial building permit fee table, plus 65% plan review/process fee. Minimum commercial zoning permit fee is \$106.

II. Mechanical Permit Fee Schedule

One & Two Family Dwelling Fees

HVAC

Air handling unit	\$19
Air Conditioning (site plan required)	\$19
Alteration/repair of existing HVAC system	\$24
Boiler/compressors	\$24
Heat pump (site plan required)	\$38
Install/replace furnace/burner (including ductwork / vent / liner)	\$40
Install/replace/relocate heaters – suspended, wall or floor mounted	\$19
Vent for appliance other than furnace	\$16

Environmental exhaust and ventilation

Appliance vent	\$16
Dryer Exhaust	\$10
Hoods, Type I/II/Res. Kitchen/Hazmat Hood Fire Suppression System	\$10
Exhaust fan with single duct (bath fans)	\$10
Exhaust system apart from heating or AC	\$16

Fuel Piping and Distribution (up to 4 outlets) \$11

Fuel piping each additional over 4 outlets	\$2
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Other listed appliance or equipment

Decorative fireplace	\$19
Insert	\$42
Woodstove/Pellet Stove	\$42

Other: (including oil tanks, gas and diesel generators, gas and electric ceramic kilns, gas fuel cells, jewelry torches, crucibles, and other appliance/equipment not included above)	\$24
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Minimum Fee	\$50
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Commercial Fees

Commercial Mechanical Permit Fee

For commercial installation, replacement or relocation of non-portable mechanical equipment or mechanical work.

Valuation:

\$1 to \$1,000	\$35
\$1,001 to \$10,000	\$35.00 plus \$1.78 for each additional \$100 over \$1,000
\$10,001 to \$100,000	\$195.20 plus \$10.98 for each additional \$1,000 over \$10,000
\$100,001 and above	\$1,183.40 plus \$7.54 for each additional \$1,000 over \$100,000

Valuation includes the dollar value of all mechanical materials, equipment, labor overhead and profit.

Commercial Plan Review 60% of mechanical permit fee

Miscellaneous Fees

Additional Plan Review Fee For changes, additions or revisions to approved plans	Plan review time ½ hour or less: \$55 Plan review time greater than ½ hour: \$110 per hour or fraction thereof
Appeal Fees (per appeal)	
One and Two-Family Dwellings	\$100
All other occupancies	\$200
Each appeal item over 4	\$50

Field Issuance Remodel Program
For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee:	\$200 per contractor
Inspection, plan review, administrative and project management activities:	\$140 per hour or fraction of an hour Minimum – 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Inspections Outside of Normal Business Hours \$150 per hour or fraction of hour

Investigation Fee
For commencement of work before obtaining a permit Equal to the permit fee or the actual investigation costs at \$110 per hour, whichever is greater, plus \$250

Living Smart House Plans

Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)

Master Permit/Facilities Permit Program

Inspection, plan review, and administrative activities \$165 per hour or fraction of hour. Minimum – 1 hour for each inspection

Minor Mechanical Labels

\$100 for set of 10 labels

Other Inspections Not Specifically Identified Elsewhere

\$110 per hour or fraction of hour. Minimum – 1 hour

Permit Reinstatement Processing Fee

Fee for renewal of a permit that has been expired for six months or less provided no changes have been made in the original plans and specifications for such work. A permit may be renewed only once.

The renewal fee shall be one-half the amount required for a new permit.
Minimum Fee - \$50

Reinspection Fee

\$75 per inspection

Requested Inspection Fee

One and Two-Family Dwellings

\$110

3 or More Family Dwellings

\$160 + \$10 for each dwelling unit in excess of three

Hotels/Motels

\$160 + \$5 for each sleeping room in excess of five

All other occupancies one and two stories in height up to 10,000 sq. ft.

\$160 + \$10 for each additional 1,000 square feet

All other occupancies 3 stories in height and above

\$160 + \$20 for each story in excess of three

Schedule 1 – For Areas of Unincorporated Multnomah County
Within the Portland Urban Services Boundary

Section 29.106. FEES (Electrical Code)

§ 29.106 FEES.

New Residential

Single or multi-family, per dwelling unit. Include attached garage. Service included. 1,000 square feet or less	\$207
Each additional 500 sq ft or portion thereof	\$45
Limited Energy Install 1 & 2 Family	\$45
Limited Energy Install Multi-Family	\$45
Each Manufactured Home or Modular Dwelling Service and/or Feeder	\$122

Services or Feeders

Installation, alteration or relocation	
200 amps \ 5 kva or less	\$ 106
201 to 400 amps \ 5.01 to 15 kva	\$151
401 to 600 amps \ 15.01 to 25 kva	\$198
601 amps to 1,000 amps	\$300
Over 1,000 amps or volts	\$550
Reconnect only	\$ 96

Renewable Energy

Installation, alteration or relocation	
200 amps \ 5 kva or less	\$ 106
201 to 400 amps \ 5.01 to 15 kva	\$151
401 to 600 amps \ 15.01 to 25 kva	\$198

Temporary Services or Feeders

Installation, alteration or relocation	
200 amps or less	\$ 94
201 amps to 400 amps	\$143
401 amps to 600 amps	\$181
Over 600 amps or 1,000 volts (see above)	

Branch Circuits

New, alteration or extension per panel

The fee for branch circuits with the purchase of service or feeder fee \$ 9

The fee for branch circuits without the purchase of service or feeder fee:

First branch circuit \$ 88

Each additional branch circuit \$ 9

Miscellaneous

(Service or feeder not included)

Each pump or irrigation circle \$ 77

Each sign or outline lighting \$ 77

Signal circuit(s) or a limited energy panel, alteration or extension \$ 77

Swimming Pools. Fees shall be based upon **Services or Feeders** or **Branch Circuits** (see above). The inspection of the grounding of the pool shall be included in the permit for the pool and counted as one of the number of allowed inspections under the permit.

Borderline Neon \$156 per elevation

Wall washing of non-illuminated signs \$.61 per square foot

Plan Review Fee 25% of total electrical permit fees

Miscellaneous Fees

Additional Plan Review Fee Plan review time ½ hour or less: \$55
For changes, additions or revisions to approved plans Plan review time greater than ½ hour: \$110 per hour or fraction thereof

Appeal Fees (per appeal)

One and Two-Family Dwellings \$100

All other occupancies \$200

Each appeal item over 4 \$ 50

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and project management activities: \$140 per hour or fraction of an hour
Minimum – 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Inspections Outside of Normal Business Hours \$150 per hour or fraction of hour

Investigation Fee Equal to the permit fee or the actual investigation costs at \$110 per hour, whichever is greater, plus \$250
For commencement of work before obtaining a permit

Living Smart House Plans

Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)

Master Permit (Industrial Plant) Program

Fees
Registration \$100 per facility
Each additional off-site location \$100
Inspection, plan review and administrative activities \$110 per hour or fraction of hour

Master Permit/Facilities Permit Program

Inspection, plan review and administrative activities \$165 per hour or fraction of hour.
Minimum – 1 hour for each inspection

Other Inspections Not Specifically Identified Elsewhere \$110 per hour or fraction of hour. Minimum – 1 hour

Permit Reinstatement Processing Fee

Fee for renewal of a permit that has been expired for six months or less provided no changes have been made in the original plans and specifications for such work. A permit may be renewed only once. The renewal fee shall be one-half the amount required for a new permit. Minimum fee - \$50

Reinspection and Additional Fees	
Reinspections or inspections above the number covered by original permit	\$75 per inspection
Requested Inspection Fee	
One and Two-Family Dwellings	\$110
Apartment Houses	\$160 + \$10 for each dwelling unit in excess of three
Hotels/Motels	\$160 + \$5 for each sleeping room in excess of five
All other occupancies one and two stories in height	\$160 + \$10 for each additional 1,000 square feet over 10,000 square feet
All other occupancies three stories in height and above	\$160 + \$20 for each story in excess of three

Schedule 1 – For Areas of Unincorporated Multnomah County
 Within the Portland Urban Services Boundary

Section 29.207. FEES (Plumbing Code)

§ 29.207 FEES.

New 1 & 2 Family Dwellings Only

(includes 100 feet for each utility connection)

With one bath	\$383
With two baths	\$575
With three baths	\$671
Each additional bath/kitchen	\$160

Site Utilities

Catch basin/area drain inside building	\$ 28
Manufactured home utilities	\$ 68
First 100 feet of:	
Rain drain (no. of linear feet)	\$ 85
Sanitary sewer (no. of linear feet)	\$ 85
Storm sewer (no. of linear feet)	\$ 85
Water service (no. of linear feet)	\$ 85
Each additional 100 feet or portion thereof	\$ 64

Interior Mainline Piping

Water Piping – first 100 feet	\$85
Drainage Piping – first 100 feet	\$85
Each additional 100 feet of portion thereof	\$64

Fixture or Item

Back flow preventer	\$ 28
Backwater valve	\$ 28
Basins/lavatory	\$ 28
Clothes washer	\$ 28
Dishwasher	\$ 28
Drinking fountains	\$ 28
Ejectors/Sump	\$ 28
Expansion tank	\$ 28
Fixture/sewer cap	\$ 28
Floor drains/floor sinks/hubb	\$ 28
Garbage disposal	\$ 28
Hose bibb	\$ 28
Ice maker	\$ 28
Interceptor/grease trap	\$ 28
Primer(s)	\$ 28
Replacing in-building water supply lines:	
Residential:	
First floor	\$ 61
Each additional floor	\$ 24
Commercial:	
Up to first 5 branches	\$ 61
Each fixture ranch over five	\$ 15
Roof drain (commercial)	\$ 28

Sewer cap	\$ 76
Sink(s) Basin(s) Lav(s)	\$ 28
Solar units (potable water)	\$ 65
Stormwater retention/detention tank/facility	\$ 77
Sump	\$ 28
Tubs/shower/shower pan	\$ 28
Urinal	\$ 28
Water closet	\$ 28
Water heater	\$ 28
Other	\$ 28

Minimum Fee \$ 61

Plan Review Fee

For commercial and multi-family structures with new outside installations and/or more than five fixtures, food service or for medical gas systems 25% of the permit fee

Miscellaneous Fees

Additional Plan Review

For changes, additions or revisions to approved plans Plan review time ½ hour or less: \$500.
Plan review time greater than ½ hour: \$110 per hour or fraction thereof

Appeal Fees (per appeal)

One and Two-Family Dwellings	\$100
All other occupancies	\$200
Each appeal item over 4	\$ 50

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and project management activities: \$140 per hour or fraction of an hour
Minimum – 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Inspections Outside of Normal Business Hours \$150 per hour or fraction of hour

Investigation Fee

For commencement of work before obtaining a permit Equal to the permit fee or the actual investigation costs at \$110 per hour, whichever is greater, plus \$250

Living Smart House Plans

Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)

Master Permit/Facilities Permit Program

Inspection, plan review and administration activities

\$165 per hour or fraction of hour. Minimum – 1 hour

Medical Gas Systems

Total Value of Construction Work to be Performed:

\$1 - \$500

\$ 55 minimum fee

\$501 - \$2,000

\$ 55 for the first \$500, plus \$5 for each additional \$100 or fraction thereof, to and including \$2,000

\$2,001 - \$25,000

\$130 for the first \$2,000, plus \$19 for each additional \$1,000 or fraction thereof, to and including \$25,000

\$25,001 - \$50,000

\$567 for the first \$25,000, plus \$15 for each additional \$1,000 or fraction thereof, to and including \$50,000

\$50,001 - \$100,000

\$942 for the first \$50,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$100,000

\$100,001 and up

\$1,392 for the first \$100,000, plus \$8 for each additional \$1,000 or fraction thereof

Other Inspections Not Specifically Identified Elsewhere

\$110 per hour or fraction of hour. Minimum – 1 hour

Permit Reinstatement Processing Fee

Fee for renewal of a permit that has been expired for six months or less provided no changes have been made in the original plans and specifications for such work. A permit may be renewed only once.

The renewal fee shall be one-half the amount required for a new permit.
Minimum Fee - \$50

Rainwater Harvesting Systems

Total Value of Construction Work to be Performed:

\$1 - \$500	\$55 minimum fee
\$501 - \$2,000	\$55 for the first \$500, plus \$5 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 - \$25,000	\$130 for the first \$2,000, plus \$19 for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 - \$50,000	\$567 for the first \$25,000, plus \$15 for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 - \$100,000	\$942 for the first \$50,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 and up	\$1,392 for the first \$100,000, plus \$8 for each additional \$1,000 or fraction thereof.

Reinspection Fee

\$75 per inspection

Requested Inspections

One and Two-Family Dwellings	\$110
Apartment Houses	\$160 + \$10 for each dwelling unit in excess of three
Hotels/Motels	\$160 + \$5 for each sleeping room in excess of five
All other occupancies one and two stories, up to 10,000 sq. ft.	\$160 + \$10 for each additional 1,000 square feet
All other occupancies 3 stories in height and above	\$160 + \$20 for each story in excess of three

Residential Fire Suppression Systems

Residential multi-purpose and stand alone fire suppression system fees are based on the square footage of the structure as follows:

0 to 2,000 sq. ft.	\$ 56
2,001 to 3,600 sq. ft.	\$ 82
3,601 to 7,200 sq. ft.	\$109
7,201 sq. ft and greater	\$135

EXHIBIT A

Section 29.010. FEES (Building Code)

§ 29.010 FEES.

The fees shall apply under this subchapter in addition to those provided in the state building code. Where conflicts occur with fees provided in the state building code, the fees in this subchapter shall prevail.

(A) Building permit fees shall be charged based on the total valuation of work to be performed.

Total Valuation of Work to be Performed	Fees
\$1.00 to \$500.00	\$15.00
\$501.00 to \$2,000.00	\$15.00 for the first \$500.00, plus \$1.90 for each additional \$100.00 or fraction thereof, to and including \$2,000.00
\$2,001.00 to \$25,000.00	\$43.50 for the first \$2,000.00, plus \$7.60 for each additional \$1,000.00 or fraction thereof, to and including \$25,000.00
\$25,001.00 to \$50,000.00	\$218.30 for the first \$25,000.00 plus \$5.70 for each additional \$1,000 or fraction thereof, to and including \$50,000.00
\$50,001.00 to \$100,000.00	\$360.80 for the first \$50,000.00, plus \$3.80 for each additional \$1,000.00 or fraction thereof, to and including \$100,000.00
\$100,001.00 and up	\$550.80 for the first \$100,000.00, plus \$3.20 for each additional \$1,000.00 or fraction thereof

(B) Exempt area fire and life safety plan review and inspection: 40 percent of the required building permit fee.

(C) Requested inspection fees. Requested inspections that are not part of the regular inspection program will be made as soon as practical after payment to the building official of the fee specified below:

- | | |
|---|-------|
| (1) Single- and two-family dwellings (occupancy class R3) | \$100 |
| (2) Apartment houses (occupancy class R1) (plus \$7 for each dwelling unit in excess of three) | \$160 |
| (3) Hotels (occupancy class R1) (plus \$5 for each sleeping room in excess of five) | \$160 |
| (4) All other occupancies one and two stories in height up to 10,000 square feet (plus \$7 for each additional 1,000 square feet) | \$160 |
| (5) All other occupancies three stories in height and above (plus \$20 for each story in excess of three) | \$160 |

- | | | |
|-----|---|------------|
| (D) | Demolition of structure | \$40 |
| (E) | Temporary permit or temporary certificate of occupancy | \$50 |
| (F) | Hearing fee, board of appeals: | |
| | (1) One- and two-family dwellings | \$50 |
| | (2) All other buildings | \$100 |
| (G) | Certificate of occupancy (new permit not required) | \$50 |
| (H) | Automatic sprinkler system: | |
| | (1) Minimum charge | \$40 |
| | (2) Per sprinkler head for first 100 | \$0.50 |
| | (3) Per sprinkler head in excess of first 100 | \$0.30 |
| (I) | Heating and ventilating fees under the Uniform mechanical Code. The minimum permit fee under this subsection shall be \$23. | |
| | New single- and two-family residences. The following fees for each dwelling unit shall include all heating and ventilating installations within or attached to the building at the time of occupancy. | |
| (1) | (a) Conditioned floor space under 1,000 square feet | \$29 each. |
| | (b) Conditioned floor space under 2,000 square feet | \$42 each. |
| | (c) Conditioned floor space 2,000 square feet or more | \$52 each. |
| (2) | Residential permit fees (other than (1) above). The following fees are for single-family and two-family dwellings (R-3 and S.R. occupancies) and each individual dwelling within an apartment building, condominium building, hotel or motel (R-1 occupancy), which is individually heated and/or air conditioned. Central mechanical systems in multifamily buildings or appliances and systems not identified in this subsection shall be assessed fee(s) in accordance with paragraph (3). | |
| | (a) Furnaces: For the installation, relocation, or replacement of each furnace: | |
| | (i) Forced air or gravity type furnace | \$13 |
| | (ii) Floor furnace | \$10 |
| | (iii) Vented wall furnace or recessed wall heater | \$10 |
| | (iv) Room heater (non-portable) | \$13 |
| | (b) Woodstoves: for the installation, relocation or replacement of each woodstove, fireplace stove or factory built fireplace (including hearth and wall shield) | |
| | | \$23 |

- (c) Chimney vent: For the installation, relocation, or replacement of each factory built chimney or appliance vent \$9
- (d) Boiler: For the installation, relocation or replacement of each boiler (water heater) no exceeding 120 gallons, water temperature of 210 degrees Fahrenheit, for 200,000 Btu input \$13
- (e) Air handler or heat exchanger: For the installation, relocation or replacement of each air handler or heat exchanger \$10
- (f) Heat pumps: For the installation, relocation or replacement of ducted heat pump (including compressor, exchanger and ducts attached thereto) \$21
- (g) Air conditioners: For the installation, relocation or replacement of each condensing or evaporating air conditioner (except portable type) \$10
- (h) Ventilation fan: For the installation, relocation or replacement of each ducted ventilation fan \$5
- (i) Range hood: For the installation, relocation or replacement of each domestic range hood, including duct \$10
- (j) Gas piping: For the installation, relocation or replacement of gas piping:
 - (i) One to four outlets \$6
 - (ii) Each additional outlet \$1

(3) Commercial permit fees. Any equipment or system regulated by this code and not classified residential under paragraph (1) or (2) of this section shall be assessed permit fee(s) in accordance with the following:

Valuation of Work	Permit Fee
\$1.00 to \$1,000.00	\$23.00
\$1,001.00 to \$10,000.00	\$23.00 plus \$1.35 for each additional \$100.00 over \$1,000.00
\$10,001.00 to \$100,000.00	\$144.50 plus \$8.30 for each additional \$1,000.00 over \$10,000.00
\$100,001.00 and up	\$891.50 plus \$5.70 for each additional \$1,000 over \$100,000.00

(4) Administrative fees. An administrative fee equal to 65 percent of the permit fee shall be added to each permit fee for every permit issued. The administrative fee shall cover the cost of plan and specification review, permit processing and recording, and applicable state surcharges.

(5) Additional plan review fees. An additional plan review fee may be assessed whenever plans are incomplete, revised or modified to the extent that additional review is required.

Additional plan review fee (minimum charge \$30.00): \$50.00/hour.

(6) Reinspection fees. A reinspection fee may be assessed whenever additional inspections are required due to, but not limited to, failure to provide access to the equipment, work incomplete and not ready

for inspection, failure to have approved plans on the job, deviations from the approved plans, etc. In those instances where a reinspection fee has been assessed, no additional inspection of the work will be performed, nor will the certificate of occupancy be issued, until required fees are paid.

Reinspection fee (minimum charge \$30.00): \$50.00/hour.

(7) Replacement of a hot water heater in kind shall not require a heating and ventilation permit when the hot water heater installation is the only work requiring such a permit. Such permit is covered under the plumbing permit.

(J) Charge for partial permits. When complete plans and specifications are not available, the building official may issue partial permits to assist in the commencement of the work, provided that a partial permit charge is paid to the building official. The number of partial permits issued shall not exceed six on any individual project, except that in special circumstances the building official may allow this number to be exceeded. Partial building permits issued under this section shall be subject to a \$250.00 charge for each permit so issued.

(K) Inspection outside of normal business hours. A fee of \$50.00 per hour or fraction thereof shall be charged for inspections outside of normal business hours.
(*90 Code § 9.10.100) (Ord. 164, passed 1978; Ord. 195, passed 1979; Ord. 256, passed 1980; Ord. 278, passed 1981; Ord. 400, passed 1983; Ord. 467, passed 1985; Ord. 557, passed 1987; Ord. 583, passed 1988; Ord. 623, passed 1989; Ord. 728, passed 1992)

EXHIBIT B

Section 29.106. FEES (Electrical Code)

§ 29.106 FEES.

(A) *Plan review.*

(1) A plan checking fee shall be paid at the time of permit application. Fees for plans shall be 25 percent of the total electrical permit fee.

(2) A fee of \$50.00 per hour, with a minimum charge of \$30.00 for the first half hour or fraction thereof, shall be charged for additional plan reviews required by changes, additions or revisions to approved plans.

(B) *Permits.*

(1) The minimum permit fee shall be \$33 unless otherwise stated in this chapter.

(2) Residential wiring (exclusive of service):

Residence wiring less than 1,000 square feet \$45

Residence wiring less than 2,000 square feet \$68

Residence wiring over 2,000 square feet \$90

Electric heat installation in existing residence \$33

(3) Service installations:

Temporary construction service up to 200 amperes \$33

Temporary construction service 201–600 amperes \$56

Temporary construction service 601–3,000 amperes (temporary construction services do not require plan submittal) \$90

Service not over 100 amperes \$45

Service over 100 amperes, but not more than 200 amperes \$68

Service over 200 amperes, but not more than 400 amperes \$90

Service over 400 amperes, but not more than 600 amperes \$135

Service over 600 amperes, but not more than 800 amperes \$158

Service over 800 amperes, but not more than 1,200 amperes \$203

Service over 1,200 amperes, but not more than 3,000 amperes \$249

\$249

Service over 3,000 amperes Plus \$45 for each 1,000 amperes or fraction over 3,000 amperes

Service over 600 volts \$338

(4)	Commercial and industrial feeders:	
	Installation of, alteration or relocation of distribution feeders:	
	Not more than 100 amperes	\$33
	Over 100 amperes, but not more than 200 amperes	\$45
	Over 200 amperes, but not more than 400 amperes	\$68
	Over 400 amperes, but not more than 600 amperes	\$84
	Over 600 amperes, but not more than 800 amperes	\$102
	Over 800 amperes, but not more than 1,200 amperes	\$135
	Over 1,200 amperes, but not more than 3,000 amperes	\$170
		\$170
	Feeder over 3,000 amperes	Plus \$33 for each 1,000 amperes in excess of 3,000 amperes
	Feeder over 600 volts	\$156
	After the ten largest feeders, each feeder shall be charged 50 percent of the above rate.	
(5)	Miscellaneous (exclusive of service):	
	Each farm building other than residence	\$33
	Each irrigation pump	\$33
	Each electrical sign or outline lighting circuit	\$33
	Each swimming pool (including bonding)	\$56
	Each low energy system	\$33
	Each alarm system	\$33
(6)	Branch circuits (shall be additional to plan check, service and feeder fees):	
	One new circuit, alteration or extension	\$32
	Two new circuits, alteration or extension	\$42
	Each circuit over two circuits	\$5
	Each circuit in excess of 50 ampere rating	\$42
(7)	Requested inspections that are not a part of the regular inspection program will be made as soon as practical after payment to the building official of the fee specified below:	
	Single- and two-family dwellings (occupancy class R3)	\$100

Apartment houses (occupancy class R1)(plus \$7 for each dwelling unit in excess of three)	\$160
Hotels (occupancy class R1) (plus \$5 for each sleeping room in excess of five)	\$160
All other occupancies one and two stories in height up to 10,000 square feet (plus \$7 for each additional 1,000 square feet)	\$160
All other occupancies three stories in height and above (plus \$20 for each story in excess of three)	\$160

(8) For any inspection not covered elsewhere in this chapter, or for a pre-permit onsite consultation, the fee shall be \$50 per hour. The minimum charge shall be \$30.

(9) Whenever any work for which a permit is required by this chapter has been commenced without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work.

(10) An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigation fee shall be equal to the amount of the permit fee required by this chapter. The minimum investigation fee shall be the same as the permit fee set forth in this section but not less than \$150. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this chapter, nor from any penalty prescribed by law.

Exception: Electrical work of an emergency nature, for which a permit application with appropriate permit fees is submitted to the permit office within 48 hours, exclusive of Saturdays, Sundays and holidays, after the work was performed.

(11) A fee of \$50 per hour or fraction thereof, with a minimum charge of three hours, shall be charged for inspections outside of normal business hours.

EXHIBIT C

Section 29.207. FEES (Plumbing Code)

§ 29.207 FEES.

(A) Before a permit may be issued for the installation, alteration, renovation or repair of a plumbing or sewage disposal system, fees shall be collected as set by Board resolution. Fees charged in this section relate to individual building or structure systems. Multiple service, private plumbing or sewage disposal systems, included but not limited to planned unit developments, shall be subject to plan review fees as set forth Chapter 27 of this code.

(B) Where an application is made and a plan is required, in addition to the fees under subsection (C) of this section, the applicant shall pay a plan review fee equal to 25 percent of the permit fee. Payment shall be made at the time of application.

(C) Before a permit may be issued for the installation, renovation, alteration or repair of a plumbing or drainage system, fees in accordance with the following table shall be paid:

(1)	New construction for a single-family dwelling and duplex, each unit with one bathroom	\$235
(2)	New construction for a single-family dwelling and duplex, each unit with two bathrooms	\$317
(3)	New construction for a single-family dwelling and duplex, each unit with three bathrooms	\$374
		\$17 plus water service, rain drains, sanitary and storm sewer fees in accordance with subsection (8) of this section.
(4)	For repair, remodel or new construction with more than three bathrooms, per fixture	
(5)	Mobile home service connections (sewer, water and storm), per space	\$42
(6)	Commercial/industrial. The fee shall be \$16 per fixture, plus any water service, sanitary and storm fees as required by subsection (8) of this section.	
(7)	Multifamily and multiplex rowhouses. The fee shall be \$17 per fixture, plus water service, rain drains, sanitary and storm sewers as required in subsection (8) of this section.	
(8)	Water service/sanitary/storm sewer/rain drains:	
	(a) Water service (first 100 feet or fraction thereof)	\$47
	(b) Water service (each additional 100 feet or portion thereof)	\$36

- (c) Building sewer (first 100 feet or fraction thereof) \$47
- (d) Building sewer (each additional 100 feet or fraction thereof) \$36
- (e) Building storm sewer or rain drain (first 100 feet or fraction thereof) \$36
- (f) Building storm sewer or rain drain (each additional 100 feet or fraction thereof) \$36

(9) Miscellaneous:

- (a) Building storm sewer or rain drain (first 100 feet or fraction thereof) \$47
- (b) Replacement water heater (includes electrical and/or mechanical heating fee for an in-kind replacement) \$15
- (c) for replacement of existing water supply lines, drain lines or conductors within the building:
 - (i) Single-family residence: \$35 minimum first floor
\$35 for up to the first five fixture branches
Each additional fixture branch shall be \$8 (fixture branch shall include both hot and cold water)
 - (ii) Commercial/industrial structure:
- (d) Each solar unit \$42
- (e) Minimum fee \$35

(D) Special inspection.

- (1) Prefabricated structural site inspection, the fee shall be 50 percent of applicable category (includes site development and connection of the prefabricated structure).
- (2) Requested inspections that are not part of the regular inspection program will be made as soon as practical after payment to the building official of the fee specified below:
 - (a) Single- and two-family dwellings (occupancy class R3) \$100
 - (b) Apartment houses (occupancy class R1) (plus \$7 for each dwelling unit in excess of three) \$160
 - (c) Hotels (occupancy class R1) (plus \$5 for each sleeping rooms in excess of five) \$160

- | | | |
|-----|---|-------|
| (d) | All other occupancies one and two stories in height up to 10,000 square feet (plus \$7 for each additional 1,000 square feet) | \$160 |
| (e) | All other occupancies three stories in height and above (plus \$20 for each story in excess of three) | \$160 |

(E) Plumbing permit fees shall be doubled if installation is commenced prior to issuance of a permit, except that this provision will not apply to proven emergency installations when a permit is obtained within 24 hours, excluding Saturdays, Sundays and holidays.

(F) A fee of \$50 per hour, with a minimum charge of \$30 for the first half hour or fraction thereof, shall be charged for reinspections for which no fee is specifically indicated.

(G) the minimum charge for any permit issued pursuant to this section shall be \$29.

(H) A fee of \$50 per hour or fraction thereof shall be charged for inspections outside of normal business hours.

(I) A fee of \$50 per hour, with a minimum charge of \$30 for the first half hour or fraction thereof, shall be charged for additional plan reviews required by changes, additions, or revisions to approved plans.



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 05/22/08
Agenda Item #: R-6
Est. Start Time: 10:15 AM
Date Submitted: 05/08/08

Agenda Title: **PUBLIC HEARING and Consideration of a RESOLUTION Establishing Fees and Charges for MCC 11.05 Land Use General Provisions, 11.15 Zoning, 11.45 Land Divisions, 37 Administration and Procedures, 38 Columbia River Gorge National Scenic Area, and Repealing Resolutions 07-112 and 07-142**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 **Amount of Time Needed:** 15 minutes
Department: Non-Departmental **Division:** Chair's Office
Contact(s): Denise Kleim, Senior Business Operations Manager, City of Portland Bureau of Development Services
Phone: (503) 823-7338 **Ext.** _____ **I/O Address:** 299/5000/Kleim
Presenter(s): Denise Kleim

General Information

1. What action are you requesting from the Board?

Adopt Resolution to increase some land use services fees in the area served by the City of Portland under intergovernmental agreement for MCC Chapter 37, Administration and Procedures, and repealing Resolutions. 07-112 and 07-142 effective July 1, 2008. All other fees are unchanged.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The City of Portland provides land use services in certain areas of unincorporated Multnomah County under an IGA that stipulates that fees charged for those services must cover the full cost of their provision. The City is proposing increases in some land use services fees in order to continue full cost recovery as required by the IGA. To reach budgetary goals for FY 2008-09 and maintain prudent program reserves, the revenue for land use services should increase approximately 4%

Fee changes are not made easily – or often. We know these charges affect our customer’s work and their willingness to do business in this area. Our interests are in maintaining current levels of service, and increasing our effectiveness on both our customers’ and the community’s behalf.

3. Explain the fiscal impact (current year and ongoing).

The fee changes cover actual costs of services as required by the IGA.

4. Explain any legal and/or policy issues involved.

Complies with ORS 294.160.

5. Explain any citizen and/or other government participation that has or will take place.

The County is holding the public hearing as required under ORS 294.160.

Required Signature

**Elected Official or
Department/
Agency Director:**

TED WHEELER

Date: 05/08/08



MULTNOMAH COUNTY



PROPOSED FEE SCHEDULES

Effective July 1, 2008

-
- 1) **Building & Other Permits** *Mult Co - Chapter 29, Building Regulations*
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5.0%
 - Home Occupation Permit - 5%
 - Pre-Development Conference increase from \$950 to \$1,400
 - Zoning Inspection Fee 5.0%
 - Zoning Permit Fee 5.0%

 - 2) **Electrical** *Mult Co - Chapter 29, Building Regulations*
 - 5% Overall Increase
 - Add Renewable Energy (same as Services or Feeders)
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5%

 - 3) **Mechanical** *Mult Co - Chapter 29, Building Regulations*
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5%

 - 4) **Plumbing** *Mult Co - Chapter 29, Building Regulations*
 - 5% Overall Increase
 - FIR Program - Hourly Rate - 12% from \$125 to \$140
 - Facilities Permit Program - Hourly Rate 5%

 - 5) **Land Use Services** *Mult Co - MCC 11.05 Land Use General Prov...*
 - ~Changes to fees to equal or greater to what the City fee will be

 - 6) **On-Site Sewage Disposal - 5%** *Mult Co - Chapter 27, Business and Comm Services*

 - 7) **Site Development - 7.3% (Work done in County but not adopted by Multnomah County; still working on this).**

Monday, May 12, 2008, 1:30 - 3:30pm; County Board Staff Meeting
Thursday, May 22, 2008, 9:30am; County Commissioners Board Meeting

**File: H:\Fin\Fee Increase July 2008\Multnomah County\
Proposed_MULTCO_Fee_Schedules_Effective_7-1-2008.xls**

MULTNOMAH COUNTY

**Proposed
Building and Other Permits Fee Schedule**

Effective Date: July 1, 2008

Revised: April 15, 2008

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and, \$125 ~~\$140~~ per hour or fraction of an hour
project management activities. Minimum - 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Home Occupation Permit

Initial Permit ~~\$414~~ \$117

Annual Renewal ~~\$414~~ \$117

Late charge for delinquent permits \$5 per month

Master Permit/Facilities Permit Program

Annual Registration Fee:

Site with one building \$150
Site with two buildings \$250
Site with three buildings \$350
Site with four buildings \$425
Site with five or more buildings \$500

For projects valued at \$600,000 or less:

Building orientations, inspection, plan review, \$156 ~~\$165~~ per hour or fraction of an hour
and administrative activities Minimum - 1 hour for each inspection

For projects exceeding \$600,000 value:

Building inspection and plan review Fee based on project valuation and building permit fee schedule

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Pre-Development Conference Fee

For an optional meeting held prior to application \$950 \$1,400
for building permits for projects that contain complex
or multiple issues in land use, zoning, engineering
transportation, stormwater management, building,
and fire codes.

MULTNOMAH COUNTY

**Proposed
Building and Other Permits Fee Schedule**

Effective Date: July 1, 2008

Revised: April 15, 2008

Zoning Inspection Fee

Applies to all new construction and any other permit requiring Planning/Zoning approval.

For 1 & 2 family dwellings: ~~\$79~~ \$83

For commercial and all other: ~~18%~~ 19% of the building permit or ~~\$79~~ \$83
whichever is greater.

Zoning Permit Fee

Fee for ensuring conformance of zoning code standards.

For 1 & 2 family dwellings: ~~\$30~~ \$32

For commercial and all other: Fee is based on project valuation and the
commercial building permit fee table plus 65%
plan review / process fee.

Minimum commercial zoning permit fee is ~~\$104~~ \$106

MULTNOMAH COUNTY

**Proposed
Electrical Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

New Residential		
Single or multi-family, per dwelling unit. Include attached garage. Service included.		
1,000 square feet or less	\$195	<u>\$207</u>
Each additional 500 sq ft or portion thereof	\$42	<u>\$45</u>
Limited Energy Install 1 & 2 Family	\$42	<u>\$45</u>
Limited Energy Install Multi-Family	\$42	<u>\$45</u>
Each Manufactured Home or Modular Dwelling Service and/or Feeder	\$115	<u>\$122</u>
Services or Feeders		
Installation, alteration or relocation		
200 amps \ 5 kva or less	\$100	<u>\$106</u>
201 to 400 amps \ 5.01 to 15 kva	\$142	<u>\$151</u>
401 to 600 amps \ 15.01 to 25 kva	\$187	<u>\$198</u>
601 amps to 1,000 amps	\$285	<u>\$300</u>
Over 1,000 amps or volts	\$521	<u>\$550</u>
Reconnect only	\$94	<u>\$96</u>
Renewable Energy		
<u>Installation, alteration or relocation</u>		
<u>200 amps \ 5 kva or less</u>	\$106	
<u>201 to 400 amps \ 5.01 to 15 kva</u>	\$151	
<u>401 to 600 amps \ 15.01 to 25 kva</u>	\$198	
Temporary Services or Feeders		
Installation, alteration or relocation		
200 amps or less	\$89	<u>\$94</u>
201 amps to 400 amps	\$136	<u>\$143</u>
401 amps to 600 amps	\$172	<u>\$181</u>
over 600 amps or 1,000 volts (see above)		
Branch Circuits		
New, alteration or extension per panel		
a. The fee for branch circuits with the purchase of service or feeder fee	\$9	
b. The fee for branch circuits without the purchase of service or feeder fee:		
First branch circuit	\$83	<u>\$88</u>
Each additional branch circuit	\$9	

MULTNOMAH COUNTY

**Proposed
Electrical Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Miscellaneous	
(Service or feeder not included)	
Each pump or irrigation circle	\$72 \$77
Each sign or outline lighting	\$72 \$77
Signal circuit(s) or a limited energy panel, alteration or extension	\$72 \$77
Borderline Neon	\$149 \$156 per elevation
Wall washing of non-illuminated signs	\$58 \$61 per square foot
Field Issuance Remodel Program	
For 1 & 2 family dwelling alterations/remodels.	
One-time Registration Fee:	\$200 per contractor
Inspection, plan review, administrative and, project management activities.	\$125 \$140 per hour or fraction of an hour Minimum - 1 hour for each inspection
Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.	
Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.	
Master Permit/Facilities Permit Program	
Inspection, plan review, and administrative activities	\$156 \$165 per hour or fraction of an hour Minimum - 1 hour for each inspection

MULTNOMAH COUNTY

**Proposed
Mechanical Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Field Issuance Remodel Program

For 1 & 2 family dwelling alterations/remodels.

One-time Registration Fee: \$200 per contractor

Inspection, plan review, administrative and, \$125 ~~\$140~~ per hour or fraction of an hour
project management activities. Minimum - 1 hour for each inspection

Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.

Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.

Master Permit/Facilities Permit Program

Inspection, plan review, and administrative activities

~~\$156~~ \$165 per hour or fraction of an hour
Minimum - 1 hour for each inspection

MULTNOMAH COUNTY

**Proposed
Plumbing Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

New 1 & 2 Family Dwellings Only

(includes 100 feet for each utility connection)

With one bath	\$365	<u>\$383</u>
With two baths	\$548	<u>\$575</u>
With three baths	\$639	<u>\$671</u>
Each additional bath/kitchen	\$152	<u>\$160</u>

Site Utilities

Catch basin/area drain inside building	\$26.50	<u>\$28</u>
Manufactured home utilities	\$65	<u>\$68</u>

The following fees for exterior lines are in addition to the fees. The prices listed below are for the first 100 feet.

Rain drain (no. of linear feet)	\$84	<u>\$85</u>
Sanitary sewer (no. of linear feet)	\$84	<u>\$85</u>
Storm sewer (no. of linear feet)	\$84	<u>\$85</u>
Water service (no. of linear feet)	\$84	<u>\$85</u>
Each additional 100 feet or portion thereof	\$64	<u>\$64</u>

Interior Mainline Piping

Water Piping - first 100 feet	\$84	<u>\$85</u>
Drainage Piping - first 100 feet	\$84	<u>\$85</u>
Each additional 100 feet or portion thereof	\$64	<u>\$64</u>

Fixture or Item

Back flow preventer	\$26.50	<u>\$28</u>
Backwater valve	\$26.50	<u>\$28</u>
Basins/lavatory	\$26.50	<u>\$28</u>
Clothes washer	\$26.50	<u>\$28</u>
Dishwasher	\$26.50	<u>\$28</u>
Drinking fountains	\$26.50	<u>\$28</u>
Ejectors/Sump	\$26.50	<u>\$28</u>
Expansion tank	\$26.50	<u>\$28</u>
Fixture/sewer cap	\$26.50	<u>\$28</u>
Floor drains/floor sinks/hubb	\$26.50	<u>\$28</u>
Garbage disposal	\$26.50	<u>\$28</u>
Hose bibb	\$26.50	<u>\$28</u>
Ice maker	\$26.50	<u>\$28</u>
Interceptor/grease trap	\$26.50	<u>\$28</u>
Primer(s)	\$26.50	<u>\$28</u>

MULTNOMAH COUNTY

**Proposed
Plumbing Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Fixture or Item (continued)		
Replacing in-building water supply lines:		
Residential:		
First floor	\$58	\$61
Each additional floor	\$23	\$24
Commercial:		
First 5 branches	\$58	\$61
Each fixture branch over five	\$14	\$15
Roof drain (commercial)	\$26.50	\$28
Sewer cap	\$72	\$76
Sink(s) Basin(s) Lav(s)	\$26.50	\$28
Solar units (potable water)	\$62	\$65
Storm water retention/detention tank/facility	\$73	\$77
Sump	\$26.50	\$28
Tubs/shower/shower pan	\$26.50	\$28
Urinal	\$26.50	\$28
Water closet	\$26.50	\$28
Water heater	\$26.50	\$28
Other:	\$26.50	\$28
Minimum Fee	\$58	\$61
Field Issuance Remodel Program		
For 1 & 2 family dwelling alterations/remodels.		
One-time Registration Fee:	\$200 per contractor	
Inspection, plan review, administrative and project management activities.	\$125 <u>\$140</u> per hour or fraction of an hour Minimum - 1 hour for each inspection	
Fees for services provided by bureaus other than the Bureau of Development Services necessary for construction authorization will be billed to the Owner as assessed by those bureaus.		
Fees shall be billed monthly. Fees not paid within 30 days of billing shall be assessed a 5% penalty fee for each 30-day period until paid in full.		
Master Permit/Facilities Permit Program		
Inspection, plan review, and administrative activities	\$156 <u>\$165</u> per hour or fraction of an hour Minimum - 1 hour	

MULTNOMAH COUNTY

**Proposed
Plumbing Permit Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Medical Gas Systems

Total Value of Construction Work to be Performed:

\$1 - \$500	\$52 <u>\$55</u> minimum fee
\$501 - \$2,000	\$52 <u>\$55</u> for the first \$500, plus \$5 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 - \$25,000	\$427 <u>\$130</u> for the first \$2,000, plus \$48 <u>\$19</u> for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 - \$50,000	\$544 <u>\$567</u> for the first \$25,000, plus \$44 <u>\$15</u> for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 - \$100,000	\$894 <u>\$942</u> for the first \$50,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 and up	\$1,344 <u>\$1,392</u> for the first \$100,000, plus \$8 for each additional \$1,000 or fraction thereof

Rainwater Harvesting Systems

Total Value of Construction Work to be Performed:

\$1 - \$500	\$52 <u>\$55</u> minimum fee
\$501 - \$2,000	\$52 <u>\$55</u> for the first \$500, plus \$5 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 - \$25,000	\$427 <u>\$130</u> for the first \$2,000, plus \$48 <u>\$19</u> for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 - \$50,000	\$544 <u>\$567</u> for the first \$25,000, plus \$44 <u>\$15</u> for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 - \$100,000	\$894 <u>\$942</u> for the first \$50,000, plus \$9 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 and up	\$1,344 <u>\$1,392</u> for the first \$100,000, plus \$8 for each additional \$1,000 or fraction thereof

Residential Fire Suppression Systems

Residential multi-purpose and stand alone fire suppression system fees are based on the square footage of the structure as follows:

0 to 2,000 sq ft	\$53 <u>\$56</u>
2,001 to 3,600 sq ft	\$78 <u>\$82</u>
3,601 to 7,200 sq ft	\$104 <u>\$109</u>
7,201 sq ft and greater	\$129 <u>\$135</u>

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Land Use Reviews		
Adjustment Review (Type II)		
Residential - Fences / Decks / Eaves	\$1,250	
Residential - Lots with existing single-dwelling units	\$1,722	
All other residential adjustments	\$1,615	
Non-Residential or Mixed Use	\$1,729	
Comprehensive Plan and Zone Map Amendment (Type III)	\$19,944	<u>\$20,768</u>
Single Family Residential to Single Family Residential Upzoning (Type III)	\$11,490	<u>\$11,976</u>
Conditional Use		
Type I	\$2,525	
Minor (Type II)	\$3,363	<u>\$3,367</u>
Radio Frequency Facilities (Type II)	\$4,274	<u>\$4,440</u>
Major - New (Type III)	\$11,170	<u>\$11,250</u>
Major - Existing	\$5,420	<u>\$5,500</u>
Major - Radio Frequency	\$11,664	<u>\$12,157</u>
Design Review		
Major (Type III)	\$0.0048	<u>\$0.0050</u> of valuation
	minimum \$5,669	<u>\$5,896</u>
	maximum \$22,770	<u>\$23,681</u>
Minor A (Type I & II) --except as identified in Minor B and Minor C, including residential projects with 2 or more units; and --radio frequency facilities		minimum \$3,488 maximum \$6,915
Minor B (Type I & II) --Includes residential projects with 1 unit --Improvements with valuation under \$5,000 but more than \$2,500 --Parking areas 10,000 sq. ft. or less --Awnings, signs, rooftop mechanical equipment --Lighting projects --Remodels affecting less than 25 consecutive linear ft. of frontage		minimum \$785 maximum \$3,325
Minor C (Type I & II) --Improvements not identified in Minor B with valuation \$2,500 or less --Fences, freestanding & retaining walls, gates --Colors in historic districts	\$650	
Modifications Through Design Review	\$300	

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Environmental Review (Type I)	\$655	
Environmental Review (Type II)		
Residential Use (only)	\$2,224	<u>\$2,225</u>
Non-residential or mixed use	\$3,224	<u>\$3,225</u>
Environmental Review Protection Zone (Type III)	\$5,850	<u>\$5,930</u>
Environmental Violation Review		
Type II required	\$3,486	<u>\$3,490</u>
Type III required	\$7,033	<u>\$7,341</u>
Undividable lot with existing single dwelling unit	\$4,890	<u>\$4,970</u>
Final Plat Review / Final Development Review (for Planned Development or Planned Unit Development) (Type I)		
If preliminary was Type I with no street	\$1,760	
If preliminary was Type I or IIx with a street	\$3,662	
If preliminary was Type II / IIx with no street	\$3,662	
If preliminary was Type III	\$6,036	
Greenway (Type II)		
Residential Use (only) or Simple Non-Residential or Mixed Use	\$1,224	<u>\$1,225</u>
Non-residential or mixed use	\$4,256	<u>\$4,260</u>
Historic Landmark Designation		
Individual properties (Type III)	\$3,973	
Multiple properties or districts (Type III)	\$4,774	
Demolition Review (Type IV)	\$5,434	<u>\$5,651</u>
Impact Mitigation Plan		
Amendment (Minor) (Type II)	\$3,308	<u>\$3,439</u>
Implementation (Type II)	\$3,633	<u>\$3,637</u>
New / Amendment (Major) (Type III)	\$22,820	<u>\$22,900</u>
Amendment (Use) (Type III)	\$6,354	<u>\$6,434</u>
Land Division Review		
Type I	\$5,267 + \$175 per lot, plus \$900 if new street	
Type IIx	\$6,664 <u>\$6,665</u> + \$175 per lot, plus \$900 if new street	
Type III	\$9,789 <u>\$9,869</u> + \$175 per lot, plus \$900 if new street	
Partition with Concurrent Environmental Review (Type III)	\$5,765 <u>\$5,845</u> + \$200 per lot, plus \$900 if new street	
Subdivision with Concurrent Environmental Review (Type III)	\$9,990 <u>\$10,070</u> + \$200 per lot, plus \$900 if new street	

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Land Division Amendment Review			
	Type I	\$2,000	
	Type Iix	\$2,736	<u>\$2,740</u>
	Type III	\$8,604	<u>\$8,681</u>
Living Smart House Plans			
Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations, or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)			
Lot Consolidation (Type I)		\$1,300	
Master Plan			
Minor Amendments to Master Plans (Type II)		\$7,379	<u>\$7,383</u>
New Master Plans or Major Amendments to Master Plans (Type III)		\$13,788	<u>\$13,868</u>
Non-conforming Situation Review (Type II)		\$4,337	<u>\$4,341</u>
Non-conforming Status Review (Type II)		\$2,236	<u>\$2,240</u>
Planned Development Review			
	Type Iix	\$4,134	<u>\$4,138</u>
	Type III	\$7,564	<u>\$7,644</u>
Planned Development Amendment / Planned Unit Development Amendment			
	Type Iix	\$2,862	<u>\$2,866</u>
	Type III	\$8,373	<u>\$8,453</u>
Statewide Planning Goal Exception (Type III)		\$30,373	<u>\$30,453</u>
Tree Preservation Violation Review			
	Type II	\$2,736	<u>\$2,740</u>
	Type III	\$7,183	<u>\$7,263</u>
Tree Review			
	Type I	\$2,000	
	Type II	\$2,736	<u>\$2,740</u>
Zoning Map Amendment (Type III)		\$6,078	<u>\$6,158</u>
Other Unassigned Reviews			
	Type I	\$2,492	
	Type II / Iix	\$2,978	<u>\$2,982</u>
	Type III	\$7,183	<u>\$7,263</u>

MULTNOMAH COUNTY

**Proposed
Land Use Services Fee Schedule**

Effective: July 1, 2008

Revised: May 5, 2008

Early Assistance Services		
Appointment for Early Land Use Review Assistance	\$150 per hour	
Design Advice Request	\$1,504	<u>\$1,561</u>
Early Pre-Submittal Plan Review	\$445	<u>\$120</u> per hour
Hourly Rate for Land Use Services	\$445	<u>\$120</u>
Pre-Application Conference	\$2,160	
Remedial Action Exempt Review - Conference	<u>\$500</u>	
Zoning Confirmation		
Tier A (Bank Letter, New DMV)	\$277	
Tier B (Zoning/Development Analysis, Non-conforming Standard Evidence, Notice of Use Determination)	\$804	
Other Planning Services		
Appeals		
Type II / IIx	\$250	
Type III	1/2 of application fee	
Demolition Delay Review	\$164	<u>\$167</u>
DMV Renewal	\$49	<u>\$51</u>
Expert Outside Consultation (above base fee)	\$86	<u>\$89</u> per hour
Lot Segregation Confirmation	\$466	<u>\$485</u>
Lot Segregation Confirmation with Property Line Adjustment	\$1,046	
Plan Check		
Residential and commercial	\$1.52	<u>\$1.58</u> per \$1,000 valuation, \$60 <u>\$62</u> minimum
Community Design Standards Plan Check	\$0.005	<u>\$0.0052</u> of valuation (add to base fee)
Environmental Plan Check	\$727	(add to base fee)
Environmental Violation Plan Check	\$850	(add to base fee)
Property Line Adjustment	\$941	
Remedial Action Exempt Review - Simple	<u>\$2,400</u>	
Remedial Action Exempt Review - Complex	<u>\$3,900</u>	
Renotification Fee	\$493	
Transcripts	Actual cost	

Multnomah County

**Proposed
On-Site Sewage Disposal Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Site Evaluation		
Site Evaluation - Land Feasibility Study (LFS)		
Up to 600 gallons	\$725	<u>\$761</u>
Large systems (601 - 2,500 gallons) Additional fee charged per 500 gallons	\$247	<u>\$259</u>
Single Family Dwelling Only		
Evaluation for Temporary or Health Hardship Mobile Home		
Biennial Inspection	\$468	<u>\$491</u>
New Residential Construction - Installation Permit		
Up to 600 gallons		
Advanced Treatment Technology	\$1,294	<u>\$1,359</u>
Capping Fill	\$1,294	<u>\$1,359</u>
Sandfiltration	\$1,294	<u>\$1,359</u>
Pressure Distribution	\$1,294	<u>\$1,359</u>
Tile Dewatering	\$1,294	<u>\$1,359</u>
Standard On-Site System	\$952	<u>\$1,000</u>
Seepage Trench	\$952	<u>\$1,000</u>
Gray Water Waste Disposal Sump	\$488	<u>\$512</u>
Other	\$952	<u>\$1,000</u>
Residential Repair Permit		
Up to 600 gallons		
Major Septic Tank/Drainfield	\$507	<u>\$532</u>
Minor Septic Tank	\$251	<u>\$264</u>
Single Family, Two or More Family, and Commercial Facilities		
All Pumping Systems With Single Pump, Excluding Sandfilters		
Single Pump Systems	\$75	<u>\$79</u>
Alteration Permit		
Major Cesspool	\$957	
Major Septic Tank/Drainfield	\$957	<u>\$1,005</u>
Minor Septic Tank	\$488	<u>\$512</u>
Authorization Notice		
Without Field Visit	\$247	<u>\$259</u>
With Field Visit	\$687	<u>\$721</u>

Multnomah County

**Proposed
On-Site Sewage Disposal Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Single Family, Two or More Family, and Commercial Facilities (continued)		
Decommission Cesspool/Septic Tank		
Abandonment - without site visit	\$91	<u>\$96</u>
Abandonment - with site visit and another on-site permit	\$91	<u>\$96</u>
Abandonment - with site visit, but no other on-site permit	\$189	<u>\$198</u>
Existing System Evaluation	\$589	<u>\$618</u>
Holding Tank, Sand Filtration, or Advanced Treatment Technology		
Annual Inspection	\$426	<u>\$447</u>
Two or More Family and Commercial Facilities		
Commercial Facilities System Plan Review		
To be charged in addition to commercial construction and repair permit fees.		
601 - 2,500 gallons	\$572	<u>\$601</u>
Commercial Repair Permit		
Up to 600 gallons		
Major Alternative System	\$1,294	<u>\$1,359</u>
Major Septic Tank/DF	\$952	<u>\$1,000</u>
Minor Holding Tank	\$952	<u>\$1,000</u>
Minor Septic Tank	\$488	<u>\$512</u>
Large system (601 - 2,500 gallons)		
Additional fee charged per 500 gallons	\$121	<u>\$127</u>
New Commercial Construction - Installation Permit		
Up to 600 gallons		
Advanced Treatment Technology	\$1,294	<u>\$1,359</u>
Alternative System	\$1,294	<u>\$1,359</u>
Sandfiltration	\$1,294	<u>\$1,359</u>
Holding Tank	\$952	<u>\$1,000</u>
Septic Tank/Drainfield	\$952	<u>\$1,000</u>
Large systems (601 - 2,500 gallons)		
Additional fee charged per 500 gallons	\$121	<u>\$127</u>

Multnomah County

**Proposed
On-Site Sewage Disposal Fee Schedule**

Effective Date: July 1, 2008

Revised: April 11, 2008

Miscellaneous		
Annual Report for Annual Evaluation for Advance Treatment Technology On-Site System	\$75	<u>\$79</u>
Certification of On-site Sewage Disposal Multnomah County Land Use Sign Off		
Without site visit	\$404	<u>\$109</u>
With site visit	\$194	<u>\$204</u>
Permit Transfer, Reinstatement, or Renewal		
Without Field Visit	\$247	<u>\$259</u>
With Field Visit	\$687	<u>\$721</u>
Pumper Truck Inspection		
First Truck	\$240	<u>\$252</u>
Second Truck	\$97	<u>\$102</u>
Reinspection Fee		
Residential	\$486	<u>\$510</u>
Commercial	\$486	<u>\$510</u>

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Establishing Fees and Charges for MCC 11.05 Land Use General Provisions, 11.15 Zoning, 11.45 Land Divisions, 37 Administration and Procedures, 38 Columbia River Gorge National Scenic Area, and Repealing Resolutions 07-112 and 07-142

The Multnomah County Board of Commissioners Finds:

- a. On April 13, 2000, the Board adopted Ordinance No. 944 establishing land use fees by resolution.
- b. In 2007, the Board adopted Resolutions 07-112 and 07-142 establishing current land use fees and charges.
- c. Multnomah County has entered into intergovernmental agreements with the cities of Portland and Troutdale to provide planning services for areas outside those city limits and within the urban growth boundaries.
- d. The Portland IGA requires that fees charged for such services must cover the full cost of their provision. The City has approved some land use service fees and it is necessary for the County to adopt such increases for full cost recovery under the IGA.
- e. All other fees and charges established by Resolution 07-112 and 07-142 remain the same.

The Multnomah County Board of Commissioners Resolves:

1. Resolution No. 07-112 is repealed and Land Use Planning Division fees for MCC Chapters 11.05, 11.15, 11.45, 37 and 38, excluding planning services provided under IGAs are set as follows:

	Action	Fee
Type I	Building Permit Review	\$53
	Address Assignment	\$85
	Address Reassignment (requires notice)	\$127
	Land Use Compatibility Review	\$43
	Sign Permit	\$30
	Wrecker License Review	\$192
	DMV Dealer Review	\$43
	Grading and Erosion Control	\$224

	Action	Fee
	Floodplain Development Permit or Review (one & two family dwellings)	\$85
	Floodplain Development Permit (all other uses)	\$350
	Moving of a Floating Home Permit	\$95
Type II	Health Hardship Permit	\$571
	Health Hardship Renewal	\$95
	Non-hearing Variance	\$279
	Exceptions and Lots of Exception	\$130
	Time Extension	\$363
	Administrative Decision by Planning Director	\$833
	Accessory Uses Determination	\$701
	Alteration of Nonconforming Use	\$950
	Lot of Record Verification	\$622
	Zoning Code Interpretation	\$833
	Willamette River Greenway	\$692
	Forest Dwelling	\$1,476
	Significant Environmental Concern	\$709
	Administrative Modification of Conditions established in prior contested case	\$589
	Hillside Development	\$544
	National Scenic Area Site Review	\$710
	National Scenic Area Expedited Review	\$100
	Temporary Permit	\$189
	Design Review	\$708
	Category 3 Land Division	\$549
	Category 4 Land Division	\$249
	Property Line Adjustment	\$610
	Appeal of Administrative Decision	\$250
	Withdrawal of Application	
	- Before app. status letter written	Full Refund
	- After status ltr. assess 4 hr.	\$164
Withdrawal of Appeal		
- After hearing notice mailed	No Refund	

	Action	Fee
Type III	Planned Development	\$2,198
	Community Service	\$1,832
	Regional Sanitary Landfill	\$2,365
	Conditional Use (CU)	\$1,832
	CU for Type B Home Occupation	\$852
	Variance (hearing)	\$603
	Modifications of conditions on a prior hearings case w/ rehearing	Full fee for original action
	Lots of Exception	\$875
	Category 1 Land Division - up to 20 lots	\$1,613
	Category 1 - Fee for each additional lot over 20	\$30
	Other hearings case	\$626
	National Scenic Area Site Review	\$1,832
	Withdrawal of Application	
	- Before app. status letter written	Full Refund
	- After status ltr. assess 4 hr.	\$164
- After hearing notice mailed	No Refund	
Type IV	Legislative or Quasijudicial Plan Revision	\$2,290 deposit
	Legislative or Quasijudicial Zone Change	\$2,290 deposit
Misc.	Pre-application conference	\$431
	Pre-application conference for home occupation	\$168
	Notice Sign	\$10
	Research Fee (includes mailing list production) (2 hour deposit required)	\$41/hour
	Photocopies	\$.30 per page
	Color aerial photograph	\$6.40 each
	Cassette tape recording of hearing	\$30.00 first tape- additional \$2.65 each tape
	Rescheduled hearing	\$249
	Inspection Fee	\$77

	Action	Fee
	Review of : Lot Consolidations Replats	\$148 \$249

2. Fees for planning services provided by the City of Troutdale under the IGA are as set by the City of Troutdale.
3. Fees for planning services provided by the City of Portland under IGA are set in the attached Exhibit A.
4. This Resolution takes effect and Resolutions 07-112 and 07-142 are repealed on July 1, 2008.

ADOPTED this 22nd day of May 2008.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Sandra N. Duffy, Assistant County Attorney

Exhibit A (for Services Provided by Portland under IGA)

Land Use Planning Fees for Portland Services under IGA Are Set as Follows:	
Adjustment Review (Type II)	
Residential Fences/Decks/Eaves	\$1,250
Residential Lots with existing single-dwelling units	\$1,722
All other residential adjustments	\$1,615
Non-residential or mixed use	\$1,729
Comprehensive Plan and Zone Map Amendment (Type III)	\$20,768
Single Family Residential to Single Family Residential Upzoning (Type III)	\$11,976
Conditional Use	\$2,525
Type I	
Minor (Type II)	\$3,367
Radio Frequency Facilities (Type II)	\$4,440
Major – New (Type III)	\$11,250
Major - Existing	\$5,500
Major - Radio Frequency	\$12,157
Design Review	
Major (Type III)	0.0050 of valuation minimum \$5,896; maximum \$23,681
Minor A (Type I & II) except as identified in Minor B and Minor C, including residential projects with 2 or more units; and radio frequency facilities	minimum \$3,488; maximum \$6,915
Minor B (Type I & II) --Includes residential projects with 1 unit --Improvements with valuation under \$5,000, but more than \$2,500 --Parking areas 10,000 sq. ft. or less --Awnings, signs, rooftop mechanical equipment --Lighting Projects --Remodels affecting less than 25 consecutive linear ft. of frontage	minimum \$785; maximum \$3,325

Exhibit A (for Services Provided by Portland under IGA)

Land Use Planning Fees for Portland Services under IGA Are Set as Follows:	
Design Review (continued)	
Minor C (Type I & II)	
--Improvements not identified in Minor B with valuation \$2,500 or less	\$650
-- Fences, freestanding & retaining walls, gates	
--Colors in historic districts	
Modifications through Design Review	\$300
Environmental Review (Type I)	\$655
Environmental Review (Type II)	\$2,225
Residential use (only)	
Non-residential or mixed use	\$3,225
Environmental Review Protection Zone (Type III)	\$5,930
Environmental Violation Review	
Type II required	\$3,490
Type III required	\$7,341
Undividable lot with existing single dwelling unit	\$4,970
Final Plat Review / Final Development Plan Review for Planned Development or Planned Unit Development) (Type I)	
If preliminary with Type I with no street	\$1,760
If preliminary was Type I or IIx with a street	\$3,662
If preliminary was Type II / IIx with no street	\$3,662
If preliminary was Type III	\$6,036
Greenway	
Residential use or Simple Non-Residential or Mixed Use	\$1,225
Non-residential or mixed use	\$4,260
Historic Landmark designation or removal	
Individual properties (Type III)	\$3,973
Multiple Properties or districts (Type III)	\$4,774
Demolition Review (Type IV)	\$5,651
Home Occupation Permit	
Initial Permit	\$117
Annual Renewal	\$117
Late charge for delinquent permits	\$5 per month
Impact Mitigation Plan	

Exhibit A (for Services Provided by Portland under IGA)

Land Use Planning Fees for Portland Services under IGA Are Set as Follows:	
Amendment (Minor) (Type II)	\$3,439
Implementation (Type II)	\$3,637
New/Amendment (Major) (Type III)	\$22,900
Amendment (Use) (Type III)	\$6,434
Land Division Review	
Type I	\$5,267 + \$175 per lot plus \$900 if new street
Type IIx	\$6,665 + \$175 per lot plus \$900 if new street
Type III	\$9,869 + \$175 per lot plus \$900 if new street
Subdivision with Concurrent Environmental Review (Type III)	\$10,070 + \$200 per lot, plus \$900 if new street
Partition with Concurrent Environmental Review (Type III)	\$5,845 + \$200 per lot plus \$900 if new street
Land Division Amendment Review	
Type I	\$2,000
Type IIx	\$2,740
Type III	\$8,681
Living Smart House Plans	
Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)	
Lot Consolidation (Type I)	\$1,300
Master Plan	
Minor Amendments to Master Plans (Type II)	\$7,383
New Master Plans or Major Amendments to Master Plans (Type III)	\$13,868
Non-conforming Situation Review (Type II)	\$4,341
Non-conforming Status Review (Type II)	\$2,240
Planned Development Review	
Type IIx	\$4,138
Type III	\$7,644

Exhibit A (for Services Provided by Portland under IGA)

Land Use Planning Fees for Portland Services under IGA Are Set as Follows:	
Planned Development Amendment / Planned Unit Development Amendment	
Type IIx	\$2,866
Type III	\$8,453
Pre-Application Conference	\$2,160
Statewide Planning Goal Exception (Type III)	\$30,453
Tree Preservation Violation Review	
Type II	\$2,740
Type III	\$7,263
Tree Review	
Type I	\$2,000
Type II	\$2,740
Zoning Map Amendment (Type III)	\$6,158
Other Unassigned Reviews	
Type I	\$2,492
Type II / IIx	\$2,982
Type III	\$7,263
Other Planning Services	
Appeals	
Type II / IIx	\$250
Type III	½ of application
Appointment for Early Land Use Review Assistance	\$150 per hour
Demolition Delay Review	\$167
Design Advice Request	\$1,561
Early Pre-Submittal Plan Review (per hour)	\$120 per hour
Expert Outside Consultation (above base fee)	\$89 per hour
Hourly Rate for Land Use Services	\$120 per hour

Exhibit A (for Services Provided by Portland under IGA)

Land Use Planning Fees for Portland Services under IGA Are Set as Follows:	
Plan Check	
Residential and commercial	\$1.58 per \$1,000 valuation \$62 minimum
Community Design Standards Plan Check	\$.0052 of valuation (add to base fee)
Environmental Plan Check	\$727 (add to base fee)
Environmental Violation Plan Check	\$850 (add to base fee)
Property Line Adjustment	\$941
Remedial Action Exempt Review – Conference	\$500
Remedial Action Exempt Review – Simple	\$2,400
Remedial Action Exempt Review – Complex	\$3,900
Renotification Fee - Any Review	\$493
Transcripts	Actual cost
Zoning Confirmation	
Tier A (bank letter, new DMV)	\$277
Tier B (zoning/development analysis, nonconforming standard evidence, notice of use determination)	\$804
Lot Confirmation	\$485
Lot Confirmation with Property Line Adjustment	\$1,046
DMV Renewal	\$51

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 08-066

Establishing Fees and Charges for MCC 11.05 Land Use General Provisions, 11.15 Zoning, 11.45 Land Divisions, 37 Administration and Procedures, 38 Columbia River Gorge National Scenic Area, and Repealing Resolutions 07-112 and 07-142

The Multnomah County Board of Commissioners Finds:

- a. On April 13, 2000, the Board adopted Ordinance No. 944 establishing land use fees by resolution.
- b. In 2007, the Board adopted Resolutions 07-112 and 07-142 establishing current land use fees and charges.
- c. Multnomah County has entered into intergovernmental agreements with the cities of Portland and Troutdale to provide planning services for areas outside those city limits and within the urban growth boundaries.
- d. The Portland IGA requires that fees charged for such services must cover the full cost of their provision. The City has approved some land use service fees and it is necessary for the County to adopt such increases for full cost recovery under the IGA.
- e. All other fees and charges established by Resolution 07-112 and 07-142 remain the same.

The Multnomah County Board of Commissioners Resolves:

1. Resolution No. 07-112 is repealed and Land Use Planning Division fees for MCC Chapters 11.05, 11.15, 11.45, 37 and 38, excluding planning services provided under IGAs are set as follows:

	Action	Fee
Type I	Building Permit Review	\$53
	Address Assignment	\$85
	Address Reassignment (requires notice)	\$127
	Land Use Compatibility Review	\$43
	Sign Permit	\$30
	Wrecker License Review	\$192
	DMV Dealer Review	\$43
	Grading and Erosion Control	\$224

	Action	Fee
	Floodplain Development Permit or Review (one & two family dwellings)	\$85
	Floodplain Development Permit (all other uses)	\$350
	Moving of a Floating Home Permit	\$95
Type II	Health Hardship Permit	\$571
	Health Hardship Renewal	\$95
	Non-hearing Variance	\$279
	Exceptions and Lots of Exception	\$130
	Time Extension	\$363
	Administrative Decision by Planning Director	\$833
	Accessory Uses Determination	\$701
	Alteration of Nonconforming Use	\$950
	Lot of Record Verification	\$622
	Zoning Code Interpretation	\$833
	Willamette River Greenway	\$692
	Forest Dwelling	\$1,476
	Significant Environmental Concern	\$709
	Administrative Modification of Conditions established in prior-contested case	\$589
	Hillside Development	\$544
	National Scenic Area Site Review	\$710
	National Scenic Area Expedited Review	\$100
	Temporary Permit	\$189
	Design Review	\$708
	Category 3 Land Division	\$549
	Category 4 Land Division	\$249
	Property Line Adjustment	\$610
	Appeal of Administrative Decision	\$250
Withdrawal of Application		
- Before app. status letter written	Full Refund	
- After status ltr. assess 4 hr.	\$164	
Withdrawal of Appeal		
- After hearing notice mailed	No Refund	

	Action	Fee
Type III	Planned Development	\$2,198
	Community Service	\$1,832
	Regional Sanitary Landfill	\$2,365
	Conditional Use (CU)	\$1,832
	CU for Type B Home Occupation	\$852
	Variance (hearing)	\$603
	Modifications of conditions on a prior hearings case w/ rehearing	Full fee for original action
	Lots of Exception	\$875
	Category 1 Land Division - up to 20 lots	\$1,613
	Category 1 - Fee for each additional lot over 20	\$30
	Other hearings case	\$626
	National Scenic Area Site Review	\$1,832
	Withdrawal of Application	
	- Before app. status letter written	Full Refund
	- After status ltr. assess 4 hr.	\$164
- After hearing notice mailed	No Refund	
Type IV	Legislative or Quasijudicial Plan Revision	\$2,290 deposit
	Legislative or Quasijudicial Zone Change	\$2,290 deposit
Misc.	Pre-application conference	\$431
	Pre-application conference for home occupation	\$168
	Notice Sign	\$10
	Research Fee (includes mailing list production) (2 hour deposit required)	\$41/hour
	Photocopies	\$.30 per page
	Color aerial photograph	\$6.40 each
	Cassette tape recording of hearing	\$30.00 first tape- additional \$2.65 each tape
	Rescheduled hearing	\$249
	Inspection Fee	\$77

	Action	Fee
	Review of : Lot Consolidations Replats	\$148 \$249

2. Fees for planning services provided by the City of Troutdale under the IGA are as set by the City of Troutdale.
3. Fees for planning services provided by the City of Portland under IGA are set in the attached Exhibit A.
4. This Resolution takes effect and Resolutions 07-112 and 07-142 are repealed on July 1, 2008.

ADOPTED this 22nd day of May 2008.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By *Sandra Duffy*

Sandra N. Duffy, Assistant County Attorney

SUBMITTED BY:

Ted Wheeler, Multnomah County Chair

Exhibit A (for Services Provided by Portland under IGA)

Land Use Planning Fees for Portland Services under IGA Are Set as Follows:	
Adjustment Review (Type II)	
Residential Fences/Decks/Eaves	\$1,250
Residential Lots with existing single-dwelling units	\$1,722
All other residential adjustments	\$1,615
Non-residential or mixed use	\$1,729
Comprehensive Plan and Zone Map Amendment (Type III)	\$20,768
Single Family Residential to Single Family Residential Upzoning (Type III)	\$11,976
Conditional Use	
Type I	\$2,525
Minor (Type II)	\$3,367
Radio Frequency Facilities (Type II)	\$4,440
Major – New (Type III)	\$11,250
Major - Existing	\$5,500
Major - Radio Frequency	\$12,157
Design Review	
Major (Type III)	0.0050 of valuation minimum \$5,896; maximum \$23,681
Minor A (Type I & II) except as identified in Minor B and Minor C, including residential projects with 2 or more units; and radio frequency facilities	minimum \$3,488; maximum \$6,915
Minor B (Type I & II) --Includes residential projects with 1 unit --Improvements with valuation under \$5,000, but more than \$2,500 --Parking areas 10,000 sq. ft. or less --Awnings, signs, rooftop mechanical equipment --Lighting Projects --Remodels affecting less than 25 consecutive linear ft. of frontage	minimum \$785; maximum \$3,325

Exhibit A (for Services Provided by Portland under IGA)

Land Use Planning Fees for Portland Services under IGA Are Set as Follows:	
Design Review (continued)	
Minor C (Type I & II)	
--Improvements not identified in Minor B with valuation \$2,500 or less	\$650
-- Fences, freestanding & retaining walls, gates	
--Colors in historic districts	
Modifications through Design Review	\$300
Environmental Review (Type I)	\$655
Environmental Review (Type II)	
Residential use (only)	\$2,225
Non-residential or mixed use	\$3,225
Environmental Review Protection Zone (Type III)	\$5,930
Environmental Violation Review	
Type II required	\$3,490
Type III required	\$7,341
Undividable lot with existing single dwelling unit	\$4,970
Final Plat Review / Final Development Plan Review for Planned Development or Planned Unit Development (Type I)	
If preliminary with Type I with no street	\$1,760
If preliminary was Type I or IIx with a street	\$3,662
If preliminary was Type II / IIx with no street	\$3,662
If preliminary was Type III	\$6,036
Greenway	
Residential use or Simple Non-Residential or Mixed Use	\$1,225
Non-residential or mixed use	\$4,260
Historic Landmark designation or removal	
Individual properties (Type III)	\$3,973
Multiple Properties or districts (Type III)	\$4,774
Demolition Review (Type IV)	\$5,651
Home Occupation Permit	
Initial Permit	\$117
Annual Renewal	\$117
Late charge for delinquent permits	\$5 per month
Impact Mitigation Plan	

Exhibit A (for Services Provided by Portland under IGA)

Land Use Planning Fees for Portland Services under IGA Are Set as Follows:	
Amendment (Minor) (Type II)	\$3,439
Implementation (Type II)	\$3,637
New/Amendment (Major) (Type III)	\$22,900
Amendment (Use) (Type III)	\$6,434
Land Division Review	
Type I	\$5,267 + \$175 per lot plus \$900 if new street
Type IIx	\$6,665 + \$175 per lot plus \$900 if new street
Type III	\$9,869 + \$175 per lot plus \$900 if new street
Subdivision with Concurrent Environmental Review (Type III)	\$10,070 + \$200 per lot, plus \$900 if new street
Partition with Concurrent Environmental Review (Type III)	\$5,845 + \$200 per lot plus \$900 if new street
Land Division Amendment Review	
Type I	\$2,000
Type IIx	\$2,740
Type III	\$8,681
Living Smart House Plans Bureau of Development Services' fees for the construction of Living Smart houses are 50% of the standard fees shown on Bureau of Development Services fee schedules. If changes, alterations or revisions are made to the permit-ready plans, standard fees will apply. (This discount does not apply to fees charged by other bureaus.)	
Lot Consolidation (Type I)	\$1,300
Master Plan Minor Amendments to Master Plans (Type II)	\$7,383
New Master Plans or Major Amendments to Master Plans (Type III)	\$13,868
Non-conforming Situation Review (Type II)	\$4,341
Non-conforming Status Review (Type II)	\$2,240
Planned Development Review Type IIx	\$4,138
Type III	\$7,644

Exhibit A (for Services Provided by Portland under IGA)

Land Use Planning Fees for Portland Services under IGA Are Set as Follows:	
Planned Development Amendment / Planned Unit Development Amendment	
Type IIx	\$2,866
Type III	\$8,453
Pre-Application Conference	\$2,160
Statewide Planning Goal Exception (Type III)	\$30,453
Tree Preservation Violation Review	
Type II	\$2,740
Type III	\$7,263
Tree Review	
Type I	\$2,000
Type II	\$2,740
Zoning Map Amendment (Type III)	\$6,158
Other Unassigned Reviews	
Type I	\$2,492
Type II / IIx	\$2,982
Type III	\$7,263
Other Planning Services	
Appeals	
Type II / IIx	\$250
Type III	½ of application
Appointment for Early Land Use Review Assistance	\$150 per hour
Demolition Delay Review	\$167
Design Advice Request	\$1,561
Early Pre-Submittal Plan Review (per hour)	\$120 per hour
Expert Outside Consultation (above base fee)	\$89 per hour
Hourly Rate for Land Use Services	\$120 per hour

Exhibit A (for Services Provided by Portland under IGA)

Land Use Planning Fees for Portland Services under IGA Are Set as Follows:	
Plan Check	
Residential and commercial	\$1.58 per \$1,000 valuation \$62 minimum
Community Design Standards Plan Check	\$.0052 of valuation (add to base fee)
Environmental Plan Check	\$727 (add to base fee)
Environmental Violation Plan Check	\$850 (add to base fee)
Property Line Adjustment	\$941
Remedial Action Exempt Review – Conference	\$500
Remedial Action Exempt Review – Simple	\$2,400
Remedial Action Exempt Review – Complex	\$3,900
Renotification Fee - Any Review	\$493
Transcripts	Actual cost
Zoning Confirmation	
Tier A (bank letter, new DMV)	\$277
Tier B (zoning/development analysis, nonconforming standard evidence, notice of use determination)	\$804
Lot Confirmation	\$485
Lot Confirmation with Property Line Adjustment	\$1,046
DMV Renewal	\$51



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (long form)

APPROVED : MULTNOMAH COUNTY
 BOARD OF COMMISSIONERS
 AGENDA # R-7 DATE 05-22-08
 DEBORAH L. BOGSTAD, BOARD CLERK

Board Clerk Use Only	
Meeting Date:	<u>05/22/08</u>
Agenda Item #:	<u>R-7</u>
Est. Start Time:	<u>10:20 AM</u>
Date Submitted:	<u>05/09/08</u>

BUDGET MODIFICATION: DCHS – 36

Agenda Title:	Budget Modification DCHS-36 Increasing the Domestic Violence Coordinator's Office Federal/State Appropriation by \$19,957 from a Grant Renewal with the Department of Justice, Office of Juvenile Justice and Delinquency Prevention
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Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date:	<u>May 22, 2008</u>	Amount of Time Needed:	<u>5 minutes</u>
Department:	<u>County Human Services</u>	Division:	<u>Domestic Violence</u>
Contact(s):	<u>Kathy Tinkle</u>		
Phone:	<u>988-3691</u>	Ext.	<u>26858</u>
		I/O Address:	<u>167/620</u>
Presenter(s):	<u>Chiquita Rollins</u>		

General Information

1. What action are you requesting from the Board?

The Department of County Human Services recommends approval of budget modification DCHS-36 increasing Domestic Violence Federal/State appropriation by \$19,957.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

In 2005, Multnomah County was awarded a two-year *Safe Start Promising Approaches* grant from US Department of Justice, Office of Juvenile Justice & Delinquency Prevention (OJJDP). The Multnomah County Safe Start Project is currently implementing a collaborative response to domestic violence and child maltreatment, and is participating in a national evaluation including Multnomah County and 14 other Safe Start Promising Approaches sites across the country.

The renewal grant provides funding for contracted domestic violence victim services and parent-child specialist services focused on the impact of domestic violence on children 0-6 years old. Services are co-located at and working collaboratively with the Gresham Child Welfare Office. It also provides 0.26 FTE (0.35 FTE Annualized) Multnomah County staff time to manage the grant

requirements, develop the Promising Approaches program, and carry out local data collection for the national evaluation. The grant has been renewed and extended through 9/30/2009. This action impacts program offer 25040A – Domestic Violence Victim’s Services and Coordination.

3. Explain the fiscal impact (current year and ongoing).

The Federal funding increases by \$19,597. Personnel expenses increase by \$18,780 and 0.26 FTE (0.35 FTE Annualized), and grant paid indirect costs increase by \$817.

The 0.26 FTE (0.35 FTE Annualized) will be provided by Multnomah County. 0.11 FTE Program Development Specialist (0.15 FTE annualized) funded with OJJDP funding in the amount of \$9,329, reducing CGF funding for personnel by the same amount and FTE. As a result of the increased OJJDP funds applied to the Program Development Specialist position, there is \$9,329 in CGF freed up, which will be applied to Temporary personnel expenses related to coordination, contract administration or other county –related functions.

In addition, 0.15 FTE Research Analyst 1 (0.20 FTE annualized) will be funded with OJJDP funding in the amount of \$9,451, reducing CDC funding for personnel by the same amount and FTE. As a result of OJJDP funds applied to the Research Analyst 1 position, there will be \$9,451 of CDC funds freed up, which will be applied to Temporary personnel expenses related to the CDC grant.

Service reimbursements from the Federal/State Fund to Risk Fund increases by \$664.

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer **all** of the following in detail:

- **What revenue is being changed and why?**

Domestic Violence Division revenues are increased by \$19,597
- **What budgets are increased/decreased?**

Domestic Violence Division budget is increased by \$19,597.
Service reimbursements from the Federal/State Fund to Risk Fund will increase by \$664.
- **What do the changes accomplish?**

The changes allow additional support from Multnomah County to manage the grant requirements, develop the Promising Approaches program, and carry out local data collection for the national evaluation.
- **Do any personnel actions result from this budget modification? Explain.**

Additional 0.11 FTE Program Development Specialist (0.15 FTE annualized) funded with OJJDP funding will free up CGF funding for personnel by the same FTE, which will be utilized for Temporary personnel.
Additional 0.15 FTE Research Analyst 1 (0.20 FTE annualized) funded with OJJDP funding, will free up CDC funding for personnel by the same FTE, which will be utilized for Temporary personnel.
- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**

Grant allows for indirect costs to be covered.
- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

No. The grant has been extended for another 2 years.
- **If a grant, what period does the grant cover?**

10/1/2005 through 9/30/2009
- **If a grant, when the grant expires, what are funding plans?**

Support the State in requesting the Legislature for funding specifically dedicated to domestic violence advocates co-located in Child Welfare offices around the state.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

Budget Modification ID: **DCHS-36****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Program #	Func. Area	Internal Order	Accounting Unit		Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
						Cost Center	WBS Element						
1	20-30	32181	25040	40			DV SVC.OJJDP	50170	(187,023)	(206,620)	(19,597)		IG-OP-Direct Federal
2	20-30	32181	25040	40			DV SVC.OJJDP	60000	3,169	14,995	11,826		Permanent
3	20-30	32181	25040	40			DV SVC.OJJDP	60130	1,017	4,635	3,618		Salary Related Expenses
4	20-30	32181	25040	40			DV SVC.OJJDP	60140	790	4,126	3,336		Insurance Benefits
5													
6	20-30	1000	25040	40			DV CRD.CGF	60000	33,365	27,424	(5,941)		Permanent (704834)
7	20-30	1000	25040	40			DV CRD.CGF	60130	9,159	7,253	(1,906)		Salary Related Expenses
8	20-30	1000	25040	40			DV CRD.CGF	60140	10,582	9,100	(1,482)		Insurance Benefits
9	20-30	1000	25040	40			DV CRD.CGF	60100	0	8,256	8,256		Temporary
10	20-30	1000	25040	40			DV CRD.CGF	60135		743	743		Non-Base Fringe
11	20-30	1000	25040	40			DV CRD.CGF	60145		330	330		Non-Base Insurance
12													
13	20-30	32185	25040	40			DV CRD.CDC3	60000	205,096	199,211	(5,885)		Permanent (712522)
14	20-30	32185	25040	40			DV CRD.CDC3	60130	60,761	59,049	(1,712)		Salary Related Expenses
15	20-30	32185	25040	40			DV CRD.CDC3	60140	59,058	57,204	(1,854)		Insurance Benefits
16	20-30	32185	25040	40			DV CRD.CDC3	60100	0	8,364	8,364		Temporary
17	20-30	32185	25040	40			DV CRD.CDC3	60135			753		Non-Base Fringe
18	20-30	32185	25040	40			DV CRD.CDC3	60145			334		Non-Base Insurance
19													
20	20-30	32181	25040	40			DV SVC.OJJDP	60350	4,105	4,535	430		Central Indirect
21	20-30	32181	25040	40			DV SVC.OJJDP	60355	3,657	4,044	387		Department Indirect
22													
23	19	1000	0020				9500001000	50310		(430)	(430)		Svc Reimb F/S to General
24	19	1000	0020				9500001000	60470		430	430		Contingency
25													
26	26-00	1000	25000	40			CHSDO.IND1000	50370		(387)	(387)		Dept. Indirect
	26-00	1000	25000	40			CHSDO.IND1000	60240		387	387		Supplies
	72-10	3500		0020			705210	50316		(664)	(664)		Svs Reimb to Risk
27	72-10	3500		0020			705210	60330		664	664		Claims Paid
28											0	0	Total - Page 1

Budget Modification ID: DCHS-36

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
29										0	0	GRAND TOTAL	
30									0				
31									0				
32									0				
33									0				
34									0				
35									0				
36									0				
37									0				

ANNUALIZED PERSONNEL CHANGE

Change on a full year basis even though this action affects only a part of the fiscal year (FY).

							ANNUALIZED			
Fund	Job #	HR Org	CC/WBS/IO	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
32181	6021	61398	DV SVC.OJJDP	Program Development Spec	704834	0.15	7,921	2,542	1,976	12,439
32181	6085	61398	DV SVC.OJJDP	RE Ayst 1	712522	0.20	7,847	2,282	2,472	12,601
1000	6021	61398	DV CRD.CGF	Program Development Spec	704834	(0.15)	(7,921)	(2,542)	(1,976)	(12,439)
32185	6085	61398	DV CRD.CDC3	RE Ayst 1	712522	(0.20)	(7,847)	(2,282)	(2,472)	(12,601)
										0
										0
										0
										0
										0
										0
										0
										0
										0
										0
										0
										0
										0
TOTAL ANNUALIZED CHANGES						0.00	0	0	0	0

CURRENT YEAR PERSONNEL DOLLAR CHANGE

Calculate costs/savings that will take place in this FY; these should explain the actual dollar amounts being changed by this Bud Mod.

							CURRENT YEAR			
Fund	Job #	HR Org	CC/WBS/IO	Position Title	Position Number	FTE	BASE PAY	FRINGE	INSUR	TOTAL
32181	6021	61398	DV SVC.OJJDP	Program Development Spec	704834	0.11	5,941	1,906	1,482	9,329
32181	6085	61398	DV SVC.OJJDP	RE Ayst 1	712522	0.15	5,885	1,712	1,854	9,451
1000	6021	61398	DV CRD.CGF	Program Development Spec	704834	(0.11)	(5,941)	(1,906)	(1,482)	(9,329)
32185	6085	61398	DV CRD.CDC3	RE Ayst 1	712522	(0.15)	(5,885)	(1,712)	(1,854)	(9,451)
										0
										0
										0
										0
										0
										0
										0
										0
										0
										0
										0
										0
										0
										0
TOTAL CURRENT FY CHANGES						0.00	0	0	0	0



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (long form)

APPROVED : MULTNOMAH COUNTY
 BOARD OF COMMISSIONERS
 AGENDA # R-8 DATE 05.22.08
 DEBORAH L. BOGSTAD, BOARD CLERK

Board Clerk Use Only

Meeting Date: 05/22/08
Agenda Item #: R-8
Est. Start Time: 10:25 AM
Date Submitted: 05/09/08

BUDGET MODIFICATION: DCHS-38

Budget Modification DCHS-38 Increasing Mental Health and Addiction Services
Agenda Federal/State Appropriation by \$3,579,896 to Reflect State of Oregon Funding
Title: Revisions

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 **Amount of Time Needed:** 5 minutes
Department: County Human Services **Division:** Mental Health
Contact(s): Kathy Tinkle
Phone: 988-3691 **Ext.** 26858 **I/O Address:** 167/620
Presenter(s): Karl Brimner, Ray Hudson, Keith Mitchell

General Information

1. What action are you requesting from the Board?

The Department of County Human Services recommends approval of budget modification DCHS-38 appropriating \$3,579,896 of Federal/State funding.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The State Mental Health Grant Award is routinely amended by the State via financial Assistance Awards (FAA's) which refine and clarify the scope of services and funding available. This modification reflects changes to our 2007-2009 biennium County Financial Assistance County (CFAC) with the State of Oregon through amendment #55 dated April 8, 2008. Services include: Secure Transportation, Non Residential Adult Mental Health - General, Child & Adolescent Mental Health, Community Crisis Services for Adults and Children, Residential Treatment, Psychiatric Security Review, Older & Disabled Adult Mental Health, Special Projects (Residential Services), Supported Employment, Non Residential Adult Mental Health - Designated, Problem Gambling Prevention, Outpatient Gambling Treatment, Problem Gambling Treatment Enhancements, Alcohol

& Drug Prevention Services, Youth Alcohol & Drug Residential Treatment, Adult Alcohol & Drug Residential Treatment, Alcohol & Drug Residential Care, Alcohol & Drug Residential Capacity, and Alcohol & Drug Continuum of Care.

The following program offers are impacted: 25055 Mental Health Crisis Call Center, 25061 Mental Health Residential Services for Adults, 25068 Children's Mental Health Outpatient Services, 25075 Emergency Psychiatric Holds for Uninsured Indigents, 25085 Addiction Service Gambling Treatment & Prevention, 25093 Addiction Services Adult Residential Treatment, 25095 Addiction Services Youth Outpatient Treatment, 25096 Addiction Services African American Youth Specialized Treatment, and 25098 Addiction Services Family Involvement Team.

3. Explain the fiscal impact (current year and ongoing).

This modification increases Mental Health and Addiction Services (MHAS) Federal/State appropriation by \$3,579,896 comprised of the following services elements:

MH 20 Non Residential Adult Mental Health – General	\$1,250,878
MH 22 Child & Adolescent Mental Health	\$355,085
MH 24 Regional Acute Psychiatric Inpatient	\$15,686
MH 25 Community Crisis – Adults & Children	\$234,681
MH 28 Residential Treatment	\$214,061
MH 30 Psychiatric Security Review	\$98,149
MH 35 Older & Disabled Adult Mental Health	\$53,437
MH 37 Special Projects	\$255,249
MH 38 Supported Employment	\$80,961
MH 201 Non Residential Adult Mental Health – Designated	\$216,420
AD 60 Alcohol & Drug Special Projects	\$44,641
AD 61 Adult Alcohol & Drug Residential Treatment	\$176,638
AD 62 Alcohol & Drug Residential Care	\$27,573
AD 66 Alcohol & Drug Continuum of Care	\$723,560
AD 67 Alcohol & Drug Residential Capacity	\$39,530
AD 70 Alcohol & Drug Prevention	\$95,218
AD 71 Youth Alcohol & Drug Residential Treatment	\$5,646
AD 80 Problem Gambling Prevention	\$42,400
AD 81 Outpatient Problem Gambling Treatment	(\$343,707)
AD 83 Problem Gambling Treatment Enhancements	(\$6,210)

Expenses for Pass Through increase by \$3,345,215 and Personnel increases by \$234,681 for temporary employees (Mental Health Consultants) for the Mental Health Crisis Call Center for vacation & sick time coverage.

Service reimbursement from the Federal/State fund to the Risk fund increases by \$8,307.

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer **all** of the following in detail:

• **What revenue is being changed and why?**

State Mental Health Grant revenue increases by \$3,579,896 to reflect the current agreement through amendment #55 dated April 8, 2008.

• **What budgets are increased/decreased?**

Mental Health and Addiction Services Federal/State appropriation increases by \$3,579,896. Risk management budget increases by \$8,307.

• **What do the changes accomplish?**

Brings the budget in-line with our current State agreement through amendment #55 dated April 8, 2008.

• **Do any personnel actions result from this budget modification? Explain.**

Yes, provides funding for temporary Mental Health Consultants for the Mental Health Crisis Call Center for vacation & sick time coverage.

• **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**

The state service element funding is restricted to services only.

• **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**

No, this is an ongoing biennial grant.

• **If a grant, what period does the grant cover?**

7/1/07 – 6/30/09

• **If a grant, when the grant expires, what are funding plans?**

Ongoing biennial grant with the State of Oregon.

NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: DCHS-38

Required Signatures

**Elected Official or
Department/
Agency Director:**

Kathy In Joanne Fuller Date: 5/9/08

Budget Analyst:

[Signature] Date: 5-9-08

Department HR:

Paula Brunt Date: 5/9/08

Countywide HR:

_____ Date: _____

Budget Modification ID: **DCHS-38****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: **2008**

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
1	20-80	82024	25075	40			MA SN CR TR 24	50190	-	(15,686)	(15,686)	IG-OP Fed Thru State	
2	20-80	82024	25075	40			MA SN CR TR 24	60160	0	15,686	15,686	Pass Thru & Prg Support	
3													
4	20-80	82020	25061	40			MA SN MC RES 20	50190	0	(1,250,878)	(1,250,878)	IG-OP Fed Thru State	
5	20-80	82020	25061	40			MA SN MC RES 20	60160	0	1,250,878	1,250,878	Pass Thru & Prg Support	
6													
7	20-80	82022	25068	40			MA SC PP CH 22	50190	(134,682)	(489,767)	(355,085)	IG-OP Fed Thru State	
8	20-80	82022	25068	40			MA SC PP CH 22	60160	134,682	489,767	355,085	Pass Thru & Prg Support	
9													
10	20-80	82025	25055	40			MA SN CR CALL 25	50190	(805,915)	(1,040,596)	(234,681)	IG-OP Fed Thru State	
11	20-80	82025	25055	40			MA SN CR CALL 25	60100	50,000	257,682	207,682	Temporary (MHC)	
12	20-80	82025	25055	40			MA SN CR CALL 25	60135	13,806	32,498	18,692	Non Base Fringe	
13	20-80	82025	25055	40			MA SN CR CALL 25	60145	6,136	14,443	8,307	Non Base Insurance	
14													
15	20-80	82028	25061	40			MA SN MC RES 28	50190	(248,668)	(462,729)	(214,061)	IG-OP Fed Thru State	
16	20-80	82028	25061	40			MA SN MC RES 28	60160	248,668	462,729	214,061	Pass Thru & Prg Support	
17													
18	20-80	82030	25061	40			MA SN MC RES 30	50190	(548,038)	(646,187)	(98,149)	IG-OP Fed Thru State	
19	20-80	82030	25061	40			MA SN MC RES 30	60160	548,038	646,187	98,149	Pass Thru & Prg Support	
20													
21	20-80	82035	25061	40			MA SN MC RES 35	50190	(188,146)	(241,583)	(53,437)	IG-OP Fed Thru State	
22	20-80	82035	25061	40			MA SN MC RES 35	60160	188,146	241,583	53,437	Pass Thru & Prg Support	
23													
24	20-80	82037	25061	40			MA SN MC SP PROJ 37	50190	0	(255,249)	(255,249)	IG-OP Fed Thru State	
25	20-80	82037	25061	40			MA SN MC SP PROJ 37	60160	0	255,249	255,249	Pass Thru & Prg Support	
26													
27	20-80	82038	25061	40			MA SN MC RES 38	50190	(82,076)	(163,037)	(80,961)	IG-OP Fed Thru State	
28	20-80	82038	25061	40			MA SN MC RES 38	60160	82,076	163,037	80,961	Pass Thru & Prg Support	
29													
										0	0	Total - Page 1	
										0	0	GRAND TOTAL	

Budget Modification ID: **DCHS-38****EXPENDITURES & REVENUES**

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
30	20-80	82201	25061	40			MA SN MC RES 201	50190	(1,073,106)	(1,289,526)	(216,420)		IG-OP Fed Thru State
31	20-80	82201	25061	40			MA SN MC RES 201	60160	1,073,106	1,289,526	216,420		Pass Thru & Prg Support
32													
33	20-80	83080	25085	40			MA AS CONT GAMB 80	50190	(87,600)	(130,000)	(42,400)		IG-OP Fed Thru State
34	20-80	83080	25085	40			MA AS CONT GAMB 80	60160	87,600	130,000	42,400		Pass Thru & Prg Support
35													
36	20-80	83081	25085	40			MA AS CONT GAMB 81	50190	(1,149,000)	(805,293)	343,707		IG-OP Fed Thru State
37	20-80	83081	25085	40			MA AS CONT GAMB 81	60160	1,149,000	805,293	(343,707)		Pass Thru & Prg Support
38													
39	20-80	83083	25085	40			MA AS CONT GAMB 83	50190	(58,400)	(52,190)	6,210		IG-OP Fed Thru State
40	20-80	83083	25085	40			MA AS CONT GAMB 83	60160	58,400	52,190	(6,210)		Pass Thru & Prg Support
41													
42	20-80	83070	25095	40			MA AS CONT PREV 70	50190	(20,000)	(115,218)	(95,218)		IG-OP Fed Thru State
43	20-80	83070	25095	40			MA AS CONT PREV 70	60160	20,000	115,218	95,218		Pass Thru & Prg Support
44													
45	20-80	83071	25096	40			MA AS CONT AF AM YTH 71	50190	(237,012)	(242,658)	(5,646)		IG-OP Fed Thru State
46	20-80	83071	25096	40			MA AS CONT AF AM YTH 71	60160	237,012	242,658	5,646		Pass Thru & Prg Support
47													
48	20-80	83061	25093	40			MA AS CONT AD RES 61	50190	(4,160,272)	(4,336,910)	(176,638)		IG-OP Fed Thru State
49	20-80	83061	25093	40			MA AS CONT AD RES 61	60160	4,160,272	4,336,910	176,638		Pass Thru & Prg Support
50													
51	20-80	83062	25093	40			MA AS CONT CHILD HSG 62	50190	(240,900)	(268,473)	(27,573)		IG-OP Fed Thru State
52	20-80	83062	25093	40			MA AS CONT CHILD HSG 62	60160	240,900	268,473	27,573		Pass Thru & Prg Support
53													
54	20-80	83067	25093	40			MA AS CONT AD RES CAP 67	50190	(1,069,450)	(1,108,980)	(39,530)		IG-OP Fed Thru State
55	20-80	83067	25093	40			MA AS CONT AD RES CAP 67	60160	1,069,450	1,108,980	39,530		Pass Thru & Prg Support
56													
57	20-80	83066	25098	40			MA AS CONT ACYF 66	50190	0	(723,560)	(723,560)		IG-OP Fed Thru State
58	20-80	83066	25098	40			MA AS CONT ACYF 66	60160	0	723,560	723,560		Pass Thru & Prg Support
											0	0	Total - Page 2
											0	0	GRAND TOTAL

Budget Modification ID: DCHS-38

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
59	20-80	83060	25093	40			MA AS SP SU 60	50190	0	(44,641)	(44,641)		IG-OP Fed Thru State
60	20-80	83060	25093	40			MA AS SP SU 60	60160	0	44,641	44,641		Pass Thru & Prg Support
61													
62	72-10	3500		20		705210		50316		(8,307)	(8,307)		Svc Reim F/S to Risk
63	72-10	3500		20		705210		60330		8,307	8,307		Claims Paid
64													
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											0	0	Total - Page 3
											0	0	GRAND TOTAL



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (long form)

APPROVED : MULTNOMAH COUNTY
 BOARD OF COMMISSIONERS
 AGENDA # R-9 DATE 05-22-08
 DEBORAH L. BOGSTAD, BOARD CLERK

Board Clerk Use Only

Meeting Date: 05/22/08
 Agenda Item #: R-9
 Est. Start Time: 10:30 AM
 Date Submitted: 05/09/08

BUDGET MODIFICATION: DCHS- 39

Agenda Title: Budget Modification DCHS-39 Increasing SUN Services Federal/State Appropriation by \$20,000 in Federal Youth Investment Grant Funding

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 Amount of Time Needed: 5 minutes
 Department: County Human Services Division: SUN Service System
 Contact(s): Kathy Tinkle
 Phone: 988-3691 Ext. 26858 I/O Address: 167/620
 Presenter(s): Peggy Samolinski

General Information

1. What action are you requesting from the Board?

The Department of County Human Services (DCHS) requests approval of Budget Modification DCHS-39. This budget modification increases Youth Investment one time only grant carry over funding by \$20,000 in the SUN Service System.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

At the end of FY 07 the Multnomah Commission on Children, Families & Community (MCCFC) had \$20,000 of Federal Youth Investment funds remaining. The unspent funds are allowed to be carried over to subsequent years. MCCFC allocated the unspent funds to the department to support SUN Service System Social & Support Services for Educational Success program. The program provides services high risk youth (6-17) and their families so that youth remain in or return to school. This budget modification will increase Program Offer # 25149 Social & Support Services for Education Success.

3. Explain the fiscal impact (current year and ongoing).

Oregon Commission on Children and Families (OCCF) Federal Youth Investment revenue will

increase by \$20,000. Pass Through expenses will increase by \$20,000

4. Explain any legal and/or policy issues involved.

N/A

5. Explain any citizen and/or other government participation that has or will take place.

N/A

ATTACHMENT A

Budget Modification

If the request is a **Budget Modification**, please answer **all** of the following in detail:

- **What revenue is being changed and why?**
Oregon Commission on Children and Families Federal Youth Investment revenue will increase by \$20,000.
- **What budgets are increased/decreased?**
SUN Services budget increases by \$20,000.
- **What do the changes accomplish?**
Provides additional support for Social & Support Services for Educational Success.
- **Do any personnel actions result from this budget modification? Explain.**
N/A
- **How will the county indirect, central finance and human resources and departmental overhead costs be covered?**
The funding is for services only.
- **Is the revenue one-time-only in nature? Will the function be ongoing? What plans are in place to identify a sufficient ongoing funding stream?**
This is a one-time only carryover of unspent prior fiscal year grant funds.
- **If a grant, what period does the grant cover?**
07/01/07-06/30/08
- **If a grant, when the grant expires, what are funding plans?**
The grant will be renewed.

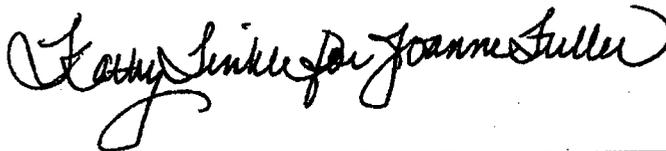
NOTE: If a Budget Modification or a Contingency Request attach a Budget Modification Expense & Revenues Worksheet and/or a Budget Modification Personnel Worksheet.

ATTACHMENT B

BUDGET MODIFICATION: DCBS- 39

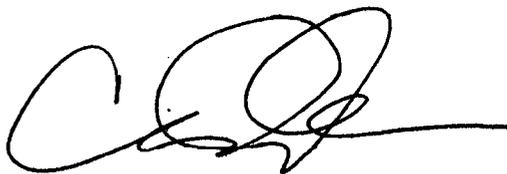
Required Signatures

**Elected Official
or Department/
Agency Director:**



Date: 05/09/08

Budget Analyst:



Date: 05/09/08

Department HR:

Date:

Countywide HR:

Date:

Budget Modification ID: DCHS-39

EXPENDITURES & REVENUES

Please show an increase in revenue as a negative value and a decrease as a positive value for consistency with SAP.

Budget/Fiscal Year: 2008

Line No.	Fund Center	Fund Code	Program #	Func. Area	Accounting Unit			Cost Element	Current Amount	Revised Amount	Change Increase/ (Decrease)	Subtotal	Description
					Internal Order	Cost Center	WBS Element						
1	22-20	21490	25149	40			SCPSP.SSS.OCCF.YI	50190	205,548	185,548	(20,000)		IG-OP Fed Thru State
2	22-20	21490	25149	40			SCPSP.SSS.OCCF.YI	60160	(205,548)	(185,548)	20,000		Pass Thru & Prg Support
3													
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											0	0	GRAND TOTAL



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only

Meeting Date: 05/22/08
 Agenda Item #: R-10
 Est. Start Time: 10:35 AM
 Date Submitted: 05/08/08

**ORDER of Tentative Determination Denying the Ballot Measure 49 Claim Filed
 Agenda by Ray and Virginia Hausler for Property Located at 5514 SW Hewett
 Title: Boulevard, Multnomah County, Oregon**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date: May 22, 2008 Amount of Time Needed: 10 minutes
 Department: DCS Division: Land Use & Transportation
 Contact(s): Derrick Tokos, Jed Tomkins
 Phone: 503-988-3043 Ext. 22682 I/O Address: 455/1/116
 Presenter(s): Derrick Tokos

General Information

1. What action are you requesting from the Board?

Staff is requesting that the Board make a tentative determination that the claimant is not entitled to relief under Measure 49 because they failed to provide an appraisal demonstrating that the challenged regulations have reduced the fair market value of the property.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

Claimants that filed claims prior to adjournment of the 2007 legislative session (June 28, 2007) for land that is inside an Urban Growth Boundary are entitled to seek relief under Measure 49. Relief is limited to no more than 10 home sites. To qualify, claimants must establish that they own the property, they were permitted to establish the number of dwellings sought when they acquired the land, and that one or more land use regulations now prohibit them from establishing the dwellings. Claimants must also demonstrate that the land use regulations at issue were adopted after the property was brought into the Urban Growth Boundary, that the regulations are not exempt under the law (e.g. health and safety requirements) and that the regulations have caused a reduction in the fair market value of the property equal to or greater than the fair market value of the dwellings being sought. Fair market value analysis must be substantiated with an appraisal, at the claimant's

expense, using the methodology provided in the Measure.

Counties were required to notify claimants that they were entitled to seek relief and to identify the information they must submit within 90 days of the effective date of the Measure (December 6, 2007). Multnomah County provided the required notice on December 10, 2007. From that date claimants had 120 days to respond that they intend to continue and to provide the required information. The claimants, through their attorney William Cox, submitted their response and some of the required information on January 25, 2008. An appraisal was not provided.

Once a claimant provides notice that they intend to proceed, counties must evaluate the submitted information and make a tentative determination on whether or not the claimant qualifies for relief. That is the purpose of this meeting. The tentative determination must be made within 120 days of the date the claimant advised the County of their intent to proceed (May 24, 2008).

3. Explain the fiscal impact (current year and ongoing).

There are no fiscal impacts associated with this claim.

4. Explain any legal and/or policy issues involved.

Policy and legal issues are outlined in a staff report from land use planning dated May 7, 2008. Measure 49 explicitly outlines the process for evaluating claims, information claimants must provide to demonstrate they are entitled to relief and circumstances by which counties must approve or deny claims. Counties are afforded very little discretion.

5. Explain any citizen and/or other government participation that has or will take place.

The claimants have been advised of this meeting date and staff's recommendation that the Board tentatively deny their claim. Once a tentative determination is made, notice will be sent to the State Department of Land Conservation and Development, City of Portland, Metro and the claimants, all of whom will have 15 days to submit evidence or arguments. Once the comment period closes the Board must hold a second public meeting to make a final determination at which the claimants and other interested parties may testify. The final decision must occur no later than July 21, 2008.

Required Signature

**Elected Official or
Department/
Agency Director:**



Date: 05/07/08



**LAND USE & TRANSPORTATION
PLANNING PROGRAM**
1600 SE 190TH Avenue Portland, OR 97233
PH: 503-988-3043 FAX: 503-988-3389
<http://www.co.multnomah.or.us/landuse>

Staff Analysis of Measure 49 Claim

The following matter is scheduled for public meeting, deliberation and possible action before the Multnomah County Board of Commissioners

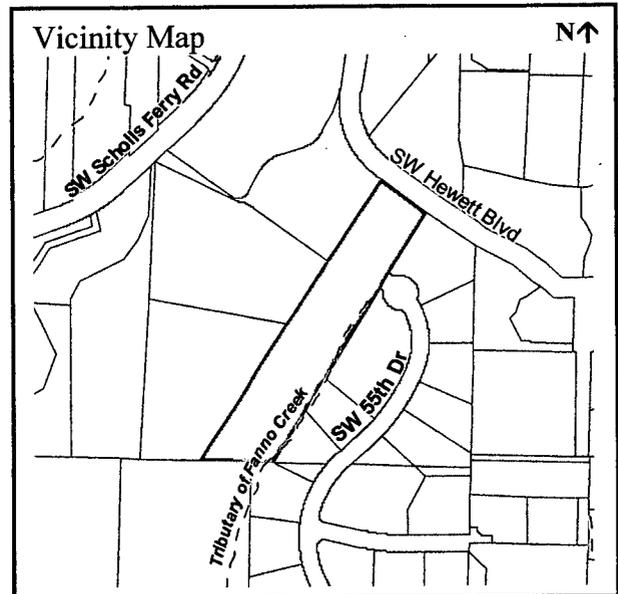
Hearing Date, Time, & Place:

Thursday, May 22, 2008 at 9:30 AM or soon thereafter, in the Commissioners' Board Room of the Multnomah Building, located at 501 SE Hawthorne, Portland, Oregon.

Case File: T1-06-065

Claimant: Ray and Virginia Hausler
c/o William Cox, Attorney

Location: 5514 SW Hewett Boulevard
Alt. Acct #R991070950
Tax Lot 2400, Section 07BA,
Township 1S, Range 1E, W.M.



Claim: Up to 8 single family home sites.

Zoning: Single Dwelling Residential (R-20), Environmental Conservation Overlay (c zone), and Environmental Protection Overlay (e zone)

Site Size: 3.88 acres

Recommendation:

Staff recommends the Board tentatively determine that claimants, Ray and Virginia Hausler, are not entitled to relief under Measure 49 because they failed to provide an appraisal demonstrating that the challenged regulations have reduced the fair market value of the property.

Staff Analysis

(The following is a step-by-step evaluation of the claim, which consists of the materials submitted by the claimants and supplemented by staff. The analysis is structured as a series of questions that must be answered to establish if a claim is valid and eligible for relief under Section 9 of Ballot Measure 49 for claims involving land that is inside an Urban Growth Boundary.)

1. Is the type of development sought by the claimants eligible under Measure 49?

Yes. As outlined in their response letter, received January 25, 2008, the claimants are seeking the right to subdivide the property into 8 lots and construct single family dwellings on each lot (Exhibit A1). This is the same type of relief that the claimants sought in their Measure 37 claim and is less than the 10 home site limit provided for in Measure 49.

2. Did the claimants file a Measure 37 claim with the County prior to the close of the 2007 legislative session?

Yes. The property is located in an area of unincorporated Multnomah County that has been under an urban planning area agreement between the County and City since January 4, 2002. This agreement transferred land use planning responsibilities to the City; however, the County is still the governing body that adopts the land use regulations. Accordingly, the County is responsible for evaluating and deciding claims. The claimant submitted a Measure 37 claim to the City of Portland on September 4, 2006. The claim was forwarded to the County on September 7, 2006. The legislative session closed on June 28, 2007.

3. Do the claimants own the property, and have all owners consented in writing to the claim?

Yes. County assessment information shows Ray and Virginia Hausler as the owners of the property (Exhibit A2). No other owners are listed. The claimant's attorney resubmitted a Measure 37 Lot Book Service prepared by First American Title Company, dated June 29, 2006 (Exhibit A3). This document shows that at that time there were no other parties who owned the property. In a letter received January 25, 2008 the claimant's attorney advised that there has been no ownership changes since the title report was prepared. This evidence, in sum, is adequate to establish that all property owners have consented to the claim.

4. Is the property located in whole, or in part, within an urban growth boundary?

Yes. The property is located within an urban unincorporated area that is inside the Metro Urban Growth Boundary.

5. On their acquisition date, were the claimants lawfully permitted to establish the number of dwellings sought in the claim?

No. The report prepared by the First American Title Company establishes that the claimant acquired the property on September 24, 1975. On that date the property was zoned Single Family Residential R-20 (Exhibit A4). The zoning rules did not specify a number of dwellings to which a property owner is entitled. They set a minimum lot size of 20,000 square feet, average lot width of 80 feet, and average lot depth of 120 feet. The zoning rules also required public street access, which under

the subdivision rules in effect at the time was a 50 foot minimum right-of-way. Considering terrain and the narrow configuration of this property (approx. 221 ft x 1009 ft), it is not self evident that 8 developable lots could have been divided out of the property in conformance with the regulations in effect at the time.

6. *Is the property zoned for residential use?*

Yes. The property is within a Single Dwelling Residential (R-20) zone district. This district allows residential uses.

7. *Have one or more land use regulations prohibited the claimants from establishing the dwellings?*

No. The claimants assert this to be the case, but provided no substantiating evidence. Current land use regulations include Single Dwelling Residential (R-20) zoning with Environmental Conservation (c zone), and Environmental Protection (e zone) overlays. These regulations restrict how the property can be used, but do not on their face prohibit the claimant from establishing additional dwellings and lots. Staff at the City of Portland offered to meet with the claimants to assist them in achieving their development goals under current regulations (Exhibit A5) and this option will continue to be available irrespective of the Board's decision on the claim.

8. *Would health and safety or other exempt land use regulations under ORS 197.352(3) prohibit the claimant from establishing the dwellings?*

It is possible that health and safety regulations, such as subdivision regulations designed to ensure safe access, or environmental regulations put in place to protect slope stability and water quality would limit the claimant to fewer than 8 home sites. The claimants would need to provide additional information about their plans for developing the property in order for that to be determined.

9. *Were the challenged land use regulations enacted after the property was brought into the Urban Growth Boundary and the Metro Boundary?*

Yes. They challenged land use regulations were enacted January 4, 2002 when planning and zoning authority over the property was transferred to the City of Portland. On that date the property was already inside the Urban Growth Boundary and Metro Boundary.

10. *Has the claimant provided an appraisal, using the methodology outlined in the Measure, demonstrating that the challenged land use regulations have reduced the fair market value of the property in an amount equal to or greater than the fair market value of the dwellings being sought?*

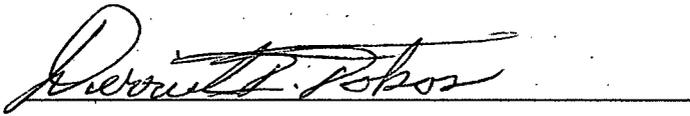
No. The claimants have not provided an appraisal demonstrating that the challenged land use regulations have reduced the fair market value of the property. Measure 49 requires the claimants provide the appraisal within 120 days of the date the County provided the claimant notice of their options under the law. That notice was provided on December 10, 2007, meaning that the 120 days has lapsed.

Had an appraisal been provided staff expects that it would have addressed issues outlined in this report, including whether or not the claimants could have established 8 home sites when they acquired the property, and whether or not health and safety or current land use regulations have prohibited development sought by the claimants. Consequently, the lack of an appraisal is the determining factor for why this claim must be denied.

Conclusion

Considering the above analysis, claimants Ray and Virginia Hausler have failed to establish that they are entitled to relief under Measure 49.

Issued by:



By: Derrick I. Tokos, AICP, Principal Planner

For: Karen Schilling- Planning Director

Date: May 7, 2008

Exhibits

Copies of the exhibits, referenced herein, and all other materials submitted to the County related to this claim are included in the case record that is on file at the Land Use and Transportation Planning Office.

Exhibit #	# of Pages	Description of Exhibit
A1	2	Letter from William Cox, claimants attorney, received January 25, 2008
A2	4	Assessment and Taxation printout for the property with map
A3	4	Measure 37 Lot Book Service prepared by First American Title Company, dated June 29, 2006
A4	5	R-20 zoning in effect when the claimant acquired the property with map
A5	1	Letter from Chris Dearth, City of Portland Measure 37 Program Manager, dated January 10, 2007

William C. Cox attorney at law

Land Use, Real Estate and Development Consultation

Gary P. Shepherd
Of Counsel
(503) 233-1985

RECEIVED
08 JAN 25 PM 2:58
MULTNOMAH COUNTY
PLANNING SECTION

January 23, 2008

Karen Schilling, Planning Director
Multnomah County Dept. of Comm. Services
Land Use and Transportation Program
1600 SE 190th Avenue
Portland, Oregon 97233

Re: Ray and Virginia Hausler,
5514 SW Hewitt Blvd.
Portland, Oregon 97221
Measure 37 Claim File No. T1-06-065
Your Letter of December 10, 2007

Dear Ms. Schilling,

In response to the above identified letter please be informed that the Hauslers will continue their claim. I will briefly address the 7 issues you identify in your letter and supplement my responses with copies of previously submitted materials.

- A. **Owner of the Property:** At all times relevant the Hauslers have and continue to be the owners. You should have in your possession a June 29, 2006 First American Title Insurance Company "Measure 37 Lot Book Service" report. There has been no change in ownership since that report was issued. (Copy Enclosed).
- B. **Owner Consent.** Pursuant to the existing Powers of Attorney documents (still viable) also submitted with the Measure 37 claim all owners (Ray and Virginia Hausler have consented in writing to the claim. (Copies Enclosed).
- C. **Number of Dwellings Permitted.** As is explained in the attached copies of the State, City of Portland and Multnomah County Measure 37 claims, at the date of acquisition the Hauslers' could have established 8 lots on their 3.88 acres which were then and currently are zoned R-20.
- D. **Regulations Prohibiting Zoned Density.** Again please refer to the attached copies of the Measure 37 claims. Included in the list of offending regulations are the Slope, S, C, and P overlay zone designations.
- E. **ORS 197.352 (3) Applicability.** Section 3 excludes from Measure 37 protection, land use regulations regarding: A) public nuisances under common law; B) the protection of public health and safety, such as fire and building

AI

codes, health and sanitation regulations, solid or hazardous waste regulations, and pollution control regulations; C) regulations required by federal law; D) use of a property for the purpose of selling pornography or performing nude dancing; or E) Enacted prior to the date of acquisition of the property by the owner or a family member. The offending restrictions do not fall within any of those exemptions.

- F. **Enactment of Regulations.** The offending regulations were enacted after the property was brought into the UGB and Metro Boundary.
- G. **Reduction in FMV.** At this time the undersigned is not aware of any appraisers who have undertaken to measure the reduction in FMV as that measurement is defined by Measure 49. If you are aware of any that have been certified to and are conducting such appraisals in the Metro area please so inform me.

Also enclosed please find a copy of the February 27, 2007 DAS/LCDC grant of waiver for the subject property.

Sincerely,



William C. Cox
Attorney for Hauslers

WCC/abh

CC: Clients without enclosures.

Multnomah Assessor
PROPERTY INFORMATION

Owner Name
HAUSLER, RAY S & VIRGINIA Y
Owner Address
5514 SW HEWETT BLVD
PORTLAND, OR 97221
Situs Address
5514 SW HEWETT BLVD
PORTLAND, OR 97221
Alternate Account Number
R991070950

Property ID #
R327235
Map Tax Lot #
1S1E07BA -02400
Neighborhood
R472
Levy Code Area
118
Portland Maps
<http://www.portlandmaps.com>

Information on Ordering Copies
<http://multcotax.org/>

Exemption
Tax Roll Description
SECTION 07 1 S 1 E; TL 2400 3.88 ACRES

Expiration Date
Map Number
3323 OLD 1S1E07BA -02400
Parcel **Property Use**
B - RESIDENTIAL IMPROVED
Acreage
3.88
Year Built **Account Status**
1934 A - Active
Linked Accounts

Split/Merge Account Message

Split/Merge Account

Special Account Information

Related Accounts

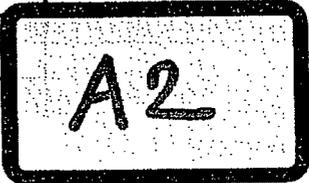
Deed	Grantor (Seller)	Grantee (Buyer)	Instrument	Date	Consider Amt
INST	HAUSLER, RAY S &	HAUSLER, RAY S &	10630627		\$0

Last Certified Year (2007) Information for R327235			
Taxable Assessed Value	Taxable Real Market Value	Land Value	Improvement Value
\$569,030	\$946,180	\$569,400	\$376,780

Important Information About R327235
If applicable, the described property is receiving special valuation based upon its use. Additional rollback taxes which may become due based on the provisions of the special valuation are not indicated in this listing.

Total Tax Payoff Amount		
Current Year Tax Owed	Interest Date	Total Tax Payoff Amount
\$9,149.88	05/07/2008	\$9,149.88

Current Property Tax						
Third	Begin Balance	Amount Paid	Taxes Paid	Interest Paid	Discount	Date Paid



Property Summary

1st	2,932.66	0.00	0.00	0.00	0.00	Unpaid
2nd	2,932.65	0.00	0.00	0.00	0.00	Unpaid
3rd	2,932.65	0.00	0.00	0.00	0.00	Unpaid

Information Subject to Disclaimer - See Home Page

Tax Summary

Year	Total Levied	Ad Valorem	Special Assessments	Principal	Interest	Date Paid	Total Owed
2007	8,797.96	8,762.96	35.00 [561] 35.00	8,797.96	351.92	Unpaid	9,149.88
2006	7,657.40	7,615.40	42.00 [561] 42.00	0.00	0.00	11/15/06	0.00
2005	7,190.90	7,148.90	42.00 [561] 42.00	0.00	0.00	10/16/06	0.00
2004	7,911.85	7,869.85	42.00 [561] 42.00	0.00	0.00	07/26/05	0.00

Property Tax History Summary

Tax Year	Taxes Levied	Total Paid	Taxes Paid	Interest Paid	Date Paid	Total Owed
2007	8,797.96	0.00	0.00	0.00	Unpaid	9,149.88
2006	7,657.40	7,427.68	7,427.68	0.00	11/15/06	0.00
2005	7,190.90	7,869.17	7,190.90	678.27	10/16/06	0.00
2004	7,911.85	8,303.88	7,911.85	392.03	07/26/05	0.00

Assessment History

Year	Improvements	Land	Special Mkt/Use	RMV	Exemptions	Assessed
2007	\$376,780	\$569,400	\$0 / \$0	\$946,180		\$569,030
2006	\$317,530	\$516,800	\$0 / \$0	\$834,330		\$552,460
2005	\$388,730	\$330,470	\$0 / \$0	\$719,200		\$536,370
2004	\$347,080	\$295,070	\$0 / \$0	\$642,150		\$520,750
2003	\$381,440	\$292,150	\$0 / \$0	\$673,590		\$505,590
2002	\$370,330	\$283,640	\$0 / \$0	\$653,970		\$490,870
2001	\$370,330	\$283,640	\$0 / \$0	\$653,970		\$476,580
2000	\$333,630	\$255,530	\$0 / \$0	\$589,160		\$462,700
1999	\$320,800	\$245,700	\$0 / \$0	\$566,500		\$449,230
1998	\$302,600	\$231,800	\$0 / \$0	\$534,400		\$436,150
1997	\$290,900	\$222,900	\$0 / \$0	\$513,800		\$423,450
1996	\$277,000	\$212,300	\$0 / \$0	\$489,300		\$489,300
1995	\$266,400	\$204,100	\$0 / \$0	\$470,500		\$470,500

2008 Land Information (Unedited and Uncertified)

ID	Type	Acres	Sq Ft
L1	RES - RESIDENTIAL LAND	3.88	169012

2008 Improvement Information (Unedited and Uncertified)

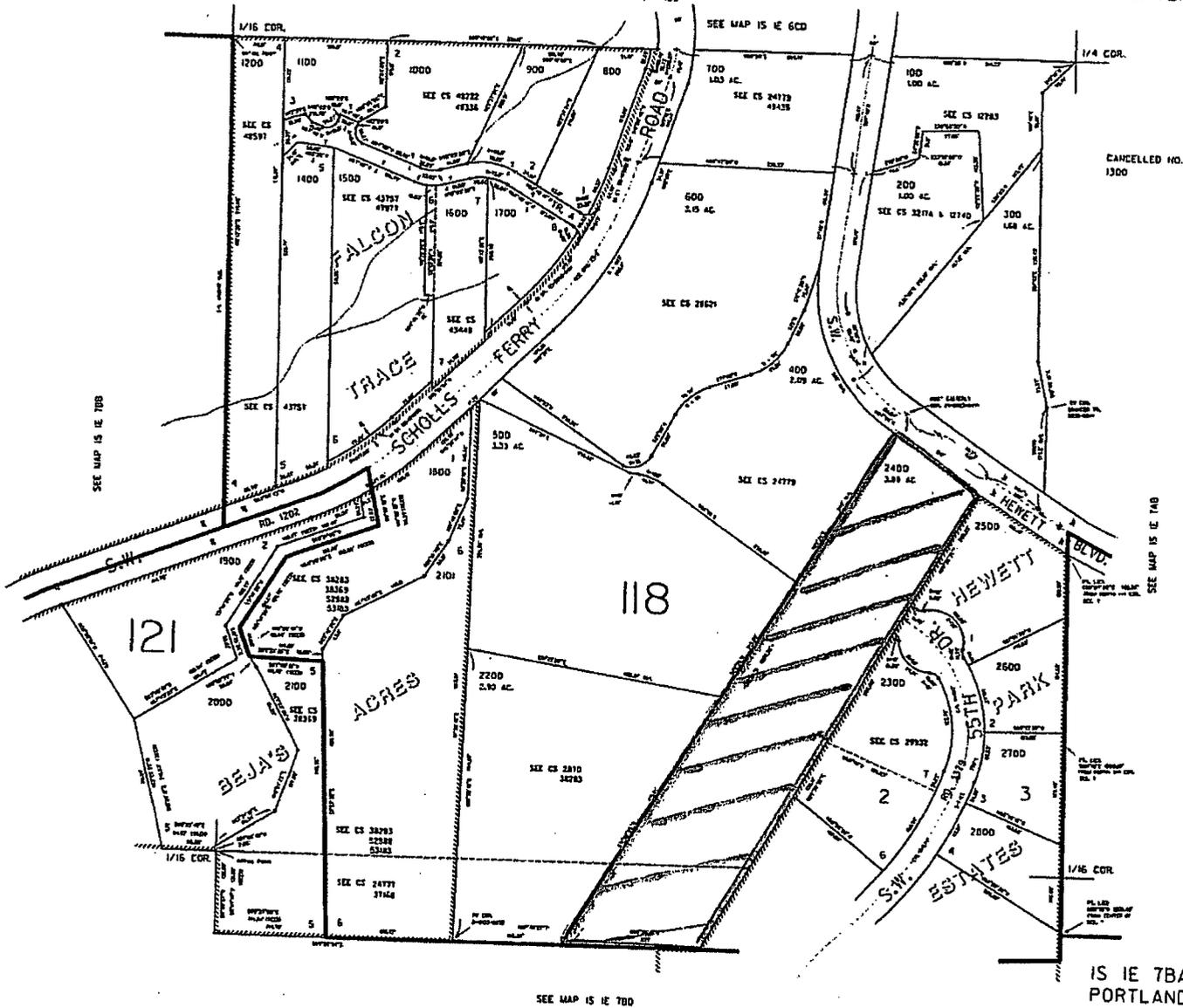
ID	Type	Class	Area	Year Built Actual/Effective
1	(SFR) SINGLE FAMILY RESIDENTIAL	H		
1.1	(MA) MAIN	5.0	1739	1934 / 1934
1.2	(FS) FIN SECOND	5.0	1102	
1.3	(FB) FIN BSMT	5.0	1739	
1.4	(DEC) DECK	5.0	1200	
1.5	(BLK) BLACKTOP	5.0	3000	

1.6	(DGX) DET GAR	5.0	400
1.7	(CON) CONCRETE	5.0	860

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

NE1/4 NW1/4 SEC. 7 T.1S. R.1E. W.M.
MULTNOMAH COUNTY

IS 1E 7BA
PORTLAND





First American

First American Title Insurance Company of Oregon
222 SW Columbia Street, Suite 400
Portland, OR 97201
Phn - (503)222-3651 (800)929-3651
Fax - (503)790-7858

MULTNOMAH COUNTY TITLE UNIT
FAX (503)790-7858

Title Officer: **Lauren Finbraaten**
(503)222-3651

MEASURE 37 LOT BOOK SERVICE

William C. Cox, Attorney
0244 SW California
Portland, OR 97219-2330

Order No.: 7019-853968
June 29, 2006

Attn:
Phone No.: (503)246-5499 - Fax No.: (503)244-8750
Email: wccox@landuseattorney.com

Re:

Fee: \$500.00

We have searched our Tract Indices as to the following described property:

The land referred to in this report is described in Exhibit A attached hereto.

and as of June 20, 2006 at 8:00 a.m.

We find that the last deed of record runs to

Ray S. Hausler and Virginia Y. Hausler, as tenants by the entirety

We also find the following apparent encumbrances within ten (10) years prior to the effective date hereof:

1. The rights of the public in and to that portion of the premises herein described lying within the limits of streets, roads and highways.
2. Easement, including terms and provisions contained therein:
Recording Information: November 18, 1970 in Book 760, Page 1074
From: Columbia-Wilcox Service District No. 6
For: Sewer



3. Line of Credit Trust Deed, including the terms and provisions thereof, given to secure an indebtedness of up to \$160,000.00
- Grantor: Ray S. Hausler and Virginia Y. Hausler
 Beneficiary: U.S. Bank National Association
 Trustee: U.S. Bank Trust Company, National Association
 Dated: May 13, 2003
 Recorded: June 13, 2003
 Recording Information: 2003-135603

The lien of said Deed of Trust was subordinated to the lien of the instrument recorded July 25, 2005 as Fee No. 2005-137573 by agreement recorded July 25, 2005 as Fee No. 2005-137574 .

4. Deed of Trust and the terms and conditions thereof.
- Loan No.: 01-0978-068822798-2
 Grantor/Trustor: Ray S. Hausler and Virginia Y. Hausler, as tenants by the entirety
 Grantee/Beneficiary: Washington Mutual Bank, a Washington corporation
 Trustee: Ticor Title Insurance Company, an Oregon corporation
 Amount: \$225,000.00
 Dated: July 18, 2005
 Recorded: July 25, 2005
 Recording Information: 2005-137573

5. Unrecorded leases or periodic tenancies, if any.

We have also searched our General Index for Judgments and State and Federal Liens against the Grantee(s) named above and find:

NONE

We also find the following unpaid taxes and city liens:

1. Taxes for the year 2005-2006
- | | | |
|--------------------|----|---|
| Tax Amount | \$ | 7,190.90 |
| Unpaid Balance: | \$ | 7,190.90, plus interest and penalties, if any |
| Code No.: | | 118 |
| Map & Tax Lot No.: | | 1S1E07BA-02400 |
| Property ID No.: | | R327235 |

In our search for recorded deeds to determine the vestee herein we find the following:

Title of Conveyance: Warranty Deed
 Recorded: September 24, 1975
 As: Book 1063, Page 627
 Grantor: Jean W. Hausler
 Grantee: Ray S. Hausler and Virginia Y. Hausler

THIS IS NOT a title report since no examination has been made of the title to the above described property. Our search for apparent encumbrances was limited to our Tract Indices, and therefore above listing do to include additional matters which might have been disclosed by an examination of the record title. We assume no liability in connection wlt this Measure 37 Lot Book Service and will not be responsible for errors or omissions therein. The charge for this service will not include supplemental reports, rechecks or other services.

Exhibit "A"

Real property in the County of Multnomah, State of Oregon, described as follows:

THAT PORTION OF SECTION 7, TOWNSHIP 1 SOUTH, RANGE 1 EAST OF THE WILLAMETTE MERIDIAN,
IN THE COUNTY OF MULTNOMAH AND STATE OF OREGON, DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST EASTERLY CORNER OF THAT TRACT OF LAND DESCRIBED IN DEED FROM
CAROLINE S. LOMBARD TO H.J. POWER AND OLGA C. POWER, RECORDED AUGUST 16, 1929 IN BOOK
23, PAGE 109 SAID POINT LYING IN HEWITT BOULEVARD; THENCE SOUTH 29° 26' WEST 1009.36
FEET; THENCE NORTH 88° 36-1/4' EAST 221 FEET; THENCE NORTHEASTERLY IN A STRAIGHT LINE TO
A POINT IN CENTER HEWITT BOULEVARD, WHICH LIES 168 FEET SOUTHEASTERLY MEASURED ALONG
THE CENTER LINE OF SAID HEWITT FROM THE POINT OF BEGINNING; THENCE NORTHWESTERLY
ALONG THE CENTER LINE OF HEWITT BOULEVARD, 168 FEET TO THE POINT OF BEGINNING.

EXCEPT THAT PORTION THEREOF LYING IN SW HEWITT BOULEVARD.

Tax Parcel Number: R327235

340 SINGLE FAMILY RESIDENTIAL DISTRICT R-20

3.41 USE. No building, structure or land shall be used and no building or structure shall be hereafter erected, altered, or enlarged in this district except for the following uses:

3.411 Single family dwellings.

3.412 Accessory buildings such as garages, carports, studios, pergolas, private workshops, play-houses, private greenhouses or other similar structures related to the dwelling in design, whether attached or detached.

3.413 Farming, truck gardening, orchards and nurseries, provided that no retail or wholesale business sales office is maintained on the premises, and provided that no poultry or livestock, other than normal household pets, shall be housed within one hundred (100) feet of any residence other than the dwelling on the same lot.

3.414 Special uses, such as parks, playgrounds or community centers, churches, schools, golf courses and uses of similar nature, as provided in the Community Service Section (7.00), when approved by the Planning Commission.

3.415 Temporary structures may be allowed in this district if these structures relate to the building or sale of land or homes, provided, however, that a temporary permit shall be issued for these structures by the Board of Adjustment. This permit shall expire at the end of one (1) year, but may be renewed by the Board of Adjustment at the end of that period.

3.416 Where the side of a lot abuts on a commercial or industrial district, the following transitional uses are permitted provided they do not extend more than one hundred (100) feet into the more restricted (residential) district:

(a) Two-family dwellings.

(b) Medical offices, dental offices and clinics.

(c) Parking, as required in section 6.20.

(d) Other uses of a transitional nature as determined by the Planning Commission. These transitional uses shall conform to all other requirements of this ordinance which apply.

3.417 Signs. The following signs shall be permitted in this district:

Multnomah County R-



- (a) A sign advertising the sale or rental of a premises; not artificially illuminated, of a temporary nature, with a maximum area on one side of eight (8) square feet, when erected at least ten (10) feet behind the front property line.
- (b) A sign advertising the sale of a tract of land or a legally approved subdivision or development; not artificially illuminated, of a temporary nature, with a maximum area on one side of eighty (80) square feet, when erected at least ten (10) feet behind the front property line. Any such sign shall be approved by the building inspector before erection as to location in regard to health, safety, view obstruction, or other such conditions.
- (c) A sign stating the name of the owner or occupant of the property; with a maximum area on one side of two (2) square feet.
- (d) In transitional areas a sign, illuminated or otherwise, but not of a flashing intermittent type, with a maximum area on one side of eighteen (18) square feet. Any external sign displayed shall pertain only to the use conducted within the building. Artificially illuminated signs shall not be permitted if they face an abutting residential district.

3.418 Uses customarily incident to any of the above uses, including home occupations.

3.42 RESTRICTIONS.

3.421 Lot Size. The minimum lot size shall be twenty-thousand (20,000) square feet. The minimum average lot width shall be eighty (80) feet. The minimum average lot depth shall be one hundred and twenty (120) feet.

3.422 Yard Requirements.

- (a) Front Yard. There shall be a front yard having a minimum depth of thirty (30) feet, unless a previous building line less than this has been established, in which case the minimum front yard for interior lots shall be the average of the set-backs of the main structures on abutting lots on either side if both lots are occupied; if one lot is occupied and the other vacant, the set-back shall be the set-back of the occupied lot, plus one half of the remaining distance to

the required thirty (30) foot set-back. If neither of the abutting side lots or tracts are occupied by a structure, the set-back shall be thirty (30) feet.

- (b) Side Yard. Side yards shall be a minimum of ten (10) feet.
- (c) Rear Yard. There shall be a rear yard with a minimum depth of thirty (30) feet to any permanent structure.

3.423 Accessory Buildings. Accessory buildings may be allowed if they fulfill the front, side and rear yard requirements of the main building.

* **3.424 Off-street Parking.** Two (2) automobile spaces on the lot shall be provided for each dwelling unit.

3.425 Height Restrictions. Maximum height of any structure shall be two and one-half (2½) stories or thirty-five (35) feet, whichever is less.

3.426 Lot Coverage. The maximum area that may be covered by the dwelling unit and accessory buildings shall not exceed thirty percent (30%) of the total area of the lot.

3.427 All lots in this district shall abut a street, or shall have such other access held suitable by the Planning Commission.

3.428 Half Streets. The minimum front or side yards or other setbacks as stated herein, shall be increased where such yard or setback abuts a street having insufficient right-of-way width to serve the area. The Planning Commission shall determine the necessary right-of-way widths and the additional yard or setback requirements in such cases.

3.429 No sale or conveyance of any portion of a lot, for other than a public purpose, shall leave a structure on the remainder of the lot with less than the minimum lot, yard or setback requirements of this district.

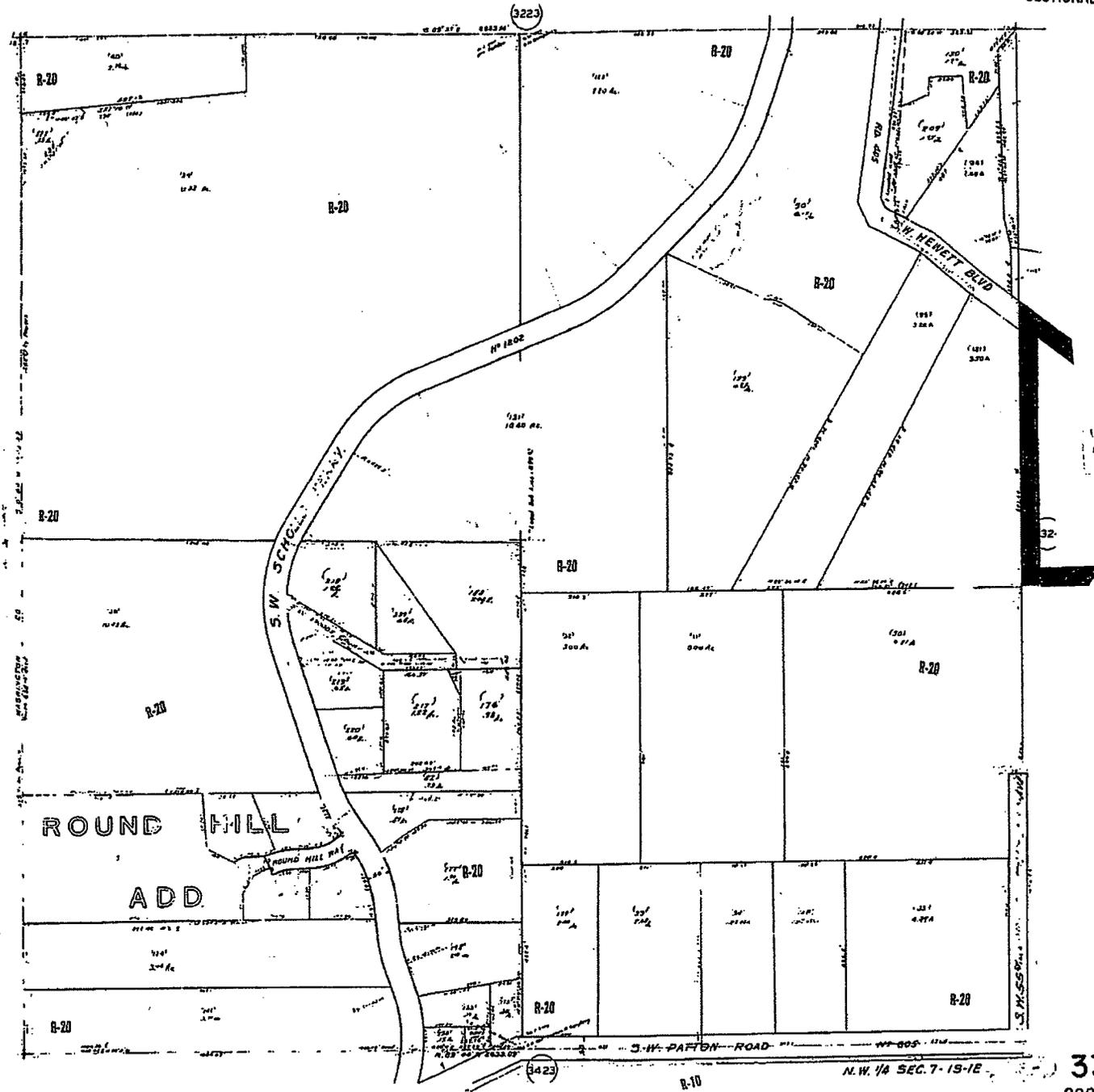
3.43 EXCEPTIONS.

3.431 Housing Project. When a developer of four (4) or more acres of land submits plans for an entire development program, with the objective of providing suitable view, ample yard area and other aesthetic conditions in harmony with the neighborhood, the Planning Commission may waive the front, side or rear yard requirements if it holds that the proposed de-

sign is the best interest of the public and adequate to provide desirable places in which to live. In this case the lot area, width and depth requirements shall remain the same as for this residential district.

3.432 Where a lot has been a deed of record of less than eighty (80) feet in width, or an area of less than twenty thousand (20,000) square feet, and was held under separate ownership, or was on public record at the time this ordinance became effective, such lot may be occupied by any use permitted in this district. In no case, however, shall a dwelling unit have a lot area of less than three thousand (3,000) square feet.

3.433 If topographical or other conditions exist which make these requirements unreasonable, the Board of Adjustment may waive the front, side or rear yard requirements.



3323
200 SCALE



CITY OF PORTLAND, OREGON
BUREAU OF
Planning

Tom Potter, Mayor
Gil Kelley, Director

1900 S.W. 4th Ave., Ste. 4100
Portland, OR 97201-5380

Phone 503-823-7700

FAX 503-823-7800

TTY 503-823-6868

Email pdxplan@ci.portland.or.us

www.portlandonline.com/planning

January 10, 2007

William C. Cox
0244 SW California St.
Portland, OR. 97219

Re: Claim for Compensation under ORS Chapter 197 (Measure 37)
5514 SW Hewett Blvd., Property ID #R327235

Multnomah County Case File Number T1-06-065

Dear Mr. Cox:

The City of Portland received the Claim for Compensation you submitted on behalf of Ray and Virginia Hausler on September 4, 2006. On September 7, 2006 this claim was forwarded to Multnomah County because our records show that this area falls within the City of Portland's Urban Service Boundary but it is an unincorporated area of Multnomah County.

While the City of Portland is responsible for land use planning and zoning in this area, the County is responsible for Measure 37 claims. Even though the City of Portland is not responsible for you clients' Measure 37 claim, we would like to offer you the opportunity to meet with planners at the Portland Bureau of Planning to discuss how we may be able to assist you and your clients in achieving their development goals on their property under current regulations. In our experience, we have found that many claimants are able to do more than they realize. Please contact my assistant, Brent M Dorig at 503-828-1174 to schedule an appointment.

Thank you,

Chris Dearth
Measure 37 Program Manager

Cc: Ray and Virginia Hausler
Derrick Tokos, Multnomah County Planning

COPY

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BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDER NO. _____

Order of Tentative Determination Denying the Ballot Measure 49 Claim Filed by Ray and Virginia Hausler for Property Located at 5514 SW Hewett Boulevard, Multnomah County, Oregon

The Multnomah County Board of Commissioners Finds:

- a. Claimants, Ray and Virginia Hausler, seek relief under Oregon Laws 2007, chapter 424 (Ballot Measure 49) with respect to real property located entirely within the Metro boundary at 5514 SW Hewett Boulevard, Multnomah County, Oregon and identified by the Multnomah County Assessor as:

Tax Lot 2400, Section 07, Township 1S, Range 1E, W.M.;
Property ID # R327235

- b. Multnomah County (county) satisfied the requirements in Ballot Measure 49, section 10 (2) by mailing the notice required therein to the claimants on December 10, 2007.
- c. Claimants filed timely the notice required under Ballot Measure 49, section 10 (3) on January 25, 2008.
- d. Claimants have satisfied the threshold requirement set forth in Ballot Measure 49, section 9 (1) that claimants seeking relief under section 9 must have "filed a claim under ORS 197.352 on or before the date of adjournment *sine die* of the 2007 regular session of the Seventy-fourth Legislative Assembly." The date of adjournment *sine die* of the 2007 regular session of the Seventy-fourth Legislative Assembly was June 28, 2007. As explained in more detail below, the claimants filed a claim under ORS 197.352 on September 4, 2006.
- e. Claimants have satisfied the threshold requirement set forth in Ballot Measure 49, section 9 (5) that "the claimant must have filed a claim for the property with the city or county in which the property is located." Prior to filing the present claim under Ballot Measure 49, claimants filed a claim for the property under ORS 197.352 with the City of Portland, Oregon (city) on September 4, 2006. The city forwarded the claim under ORS 197.352 to the county on September 7, 2006, for review and determination.
- f. Claimants have established the ownership and consent criteria in Ballot Measure 49, section 9 (5)(a) and (b). County assessment records show claimants as the sole owners of the property. The Lot Book Service report (title report) prepared on June 29, 2006, by First American Title Company, previously submitted with the claim filed under ORS 197.352 and resubmitted with the Ballot Measure 49 claim, shows claimants as the sole owners of the property. In the notice of claim under Ballot Measure 49, claimants assert in writing that they have consented to the claim and that there has been no change in ownership since the title report was prepared.

- g. Claimants have not established per Ballot Measure 49, section 9 (5)(d) that, on their acquisition date, the claimants lawfully were permitted to subdivide the property into eight lots as requested. The title report shows that the claimants acquired the property on September 24, 1975. On that date, the property was zoned Single Family Residential R-20, which set forth the following requirements: 20,000 square foot minimum lot size; 80 foot average lot width; and a 120 foot average lot depth. That zoning code also required public street access and subdivision rules in effect at the time required a 50 foot minimum right-of-way. Considering the terrain and the narrow configuration of the property, a rectangular shape approximately 221 feet in width and 1009 feet in length, the information provided by the claimants does not establish that eight developable lots could have been divided out of the property in conformance with the regulations in effect at the time of the claimants' acquisition of the property.
- h. Claimants have established per Ballot Measure 49, section 9 (5)(e) that the property is zoned for residential use. The current zoning designation for the property is Single Dwelling Residential (R-20), which allows residential uses.
- i. Claimants have not established per Ballot Measure 49, section 9 (5)(f) that "one or more land use regulations prohibit" the relief requested by the claimants. Current land use regulations include Single Dwelling Residential (R-20) zoning with Environmental Conservation (c zone) and Environmental Protection (e zone) overlays. These regulations restrict how the property can be used, but do not, on their face, prohibit the claimant from establishing additional dwellings and lots.
- j. Claimants have not established per Ballot Measure 49, section 9 (5)(g) that the relief requested by the claimants "is not prohibited by a land use regulation described in ORS 197.352 (3)." Land use regulations restricting or prohibiting activities for the protection of public health and safety are described in ORS 195.305 (3) (formerly ORS 197.352 (3)). Claimants have not provided any information regarding the applicability of land use regulations restricting or prohibiting activities for the protection of public health and safety.
- k. Claimants have established per Ballot Measure 49, section 9 (5)(c), (h) and (i) that the challenged land use regulations were enacted after the date the property was brought into the Urban Growth Boundary and Metro Boundary. The property was already entirely within both of those boundaries when the challenged land use regulations were enacted on January 4, 2002.
- l. Claimants have not established per Ballot Measure 49, section 9 (5)(k) that the "enactment of one or more land use regulations, other than land use regulations described in ORS 197.352 (3), that are the basis of the claim caused a reduction in the fair market value of the property, as determined under subsection (6) of this section, that is equal to or greater than the fair market value of the single-family dwellings that may be established on the property under subsection (2) of this section." Satisfaction of Ballot Measure 49, section 9 (5)(k) is achieved in part through submission of an appraisal as set forth in that subsection as well as Ballot Measure 49, sections 9 (6) and (7). In addition under Ballot Measure 49, section 10 (3), the deadline for filing the required appraisal was April 8, 2008. Claimants have not filed the required appraisal and, therefore, have not satisfied any of the requirements identified in this paragraph.

The Multnomah County Board of Commissioners Orders:

1. For purposes of tentative determination under section 10 (4) of Ballot Measure 49, and based on the foregoing findings, the claim is denied.
2. The Director of the Multnomah County Division of Land Use Planning shall provide notice of this tentative determination as required under section 10 (4) of Ballot Measure 49.

ADOPTED this 22nd day of May, 2008.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Jed R. Tomkins, Assistant County Attorney

SUBMITTED BY:
Agnes Sowle, County Attorney

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDER NO. 08-067

Order of Tentative Determination Denying the Ballot Measure 49 Claim Filed by Ray and Virginia Hausler for Property Located at 5514 SW Hewett Boulevard, Multnomah County, Oregon

The Multnomah County Board of Commissioners Finds:

- a. Claimants, Ray and Virginia Hausler, seek relief under Oregon Laws 2007, chapter 424 (Ballot Measure 49) with respect to real property located entirely within the Metro boundary at 5514 SW Hewett Boulevard, Multnomah County, Oregon and identified by the Multnomah County Assessor as:

Tax Lot 2400, Section 07, Township 1S, Range 1E, W.M.;
Property ID # R327235
- b. Multnomah County (county) satisfied the requirements in Ballot Measure 49, section 10 (2) by mailing the notice required therein to the claimants on December 10, 2007.
- c. Claimants filed timely the notice required under Ballot Measure 49, section 10 (3) on January 25, 2008.
- d. Claimants have satisfied the threshold requirement set forth in Ballot Measure 49, section 9 (1) that claimants seeking relief under section 9 must have "filed a claim under ORS 197.352 on or before the date of adjournment *sine die* of the 2007 regular session of the Seventy-fourth Legislative Assembly." The date of adjournment *sine die* of the 2007 regular session of the Seventy-fourth Legislative Assembly was June 28, 2007. As explained in more detail below, the claimants filed a claim under ORS 197.352 on September 4, 2006.
- e. Claimants have satisfied the threshold requirement set forth in Ballot Measure 49, section 9 (5) that "the claimant must have filed a claim for the property with the city or county in which the property is located." Prior to filing the present claim under Ballot Measure 49, claimants filed a claim for the property under ORS 197.352 with the City of Portland, Oregon (city) on September 4, 2006. The city forwarded the claim under ORS 197.352 to the county on September 7, 2006, for review and determination.
- f. Claimants have established the ownership and consent criteria in Ballot Measure 49, section 9 (5)(a) and (b). County assessment records show claimants as the sole owners of the property. The Lot Book Service report (title report) prepared on June 29, 2006, by First American Title Company, previously submitted with the claim filed under ORS 197.352 and resubmitted with the Ballot Measure 49 claim, shows claimants as the sole owners of the property. In the notice of claim under Ballot Measure 49, claimants assert

in writing that they have consented to the claim and that there has been no change in ownership since the title report was prepared.

- g. Claimants have not established per Ballot Measure 49, section 9 (5)(d) that, on their acquisition date, the claimants lawfully were permitted to subdivide the property into eight lots as requested. The title report shows that the claimants acquired the property on September 24, 1975. On that date, the property was zoned Single Family Residential R-20, which set forth the following requirements: 20,000 square foot minimum lot size; 80 foot average lot width; and a 120 foot average lot depth. That zoning code also required public street access and subdivision rules in effect at the time required a 50 foot minimum right-of-way. Considering the terrain and the narrow configuration of the property, a rectangular shape approximately 221 feet in width and 1009 feet in length, the information provided by the claimants does not establish that eight developable lots could have been divided out of the property in conformance with the regulations in effect at the time of the claimants' acquisition of the property.
- h. Claimants have established per Ballot Measure 49, section 9 (5)(e) that the property is zoned for residential use. The current zoning designation for the property is Single Dwelling Residential (R-20), which allows residential uses.
- i. Claimants have not established per Ballot Measure 49, section 9 (5)(f) that "one or more land use regulations prohibit" the relief requested by the claimants. Current land use regulations include Single Dwelling Residential (R-20) zoning with Environmental Conservation (c zone) and Environmental Protection (e zone) overlays. These regulations restrict how the property can be used, but do not, on their face, prohibit the claimant from establishing additional dwellings and lots.
- j. Claimants have not established per Ballot Measure 49, section 9 (5)(g) that the relief requested by the claimants "is not prohibited by a land use regulation described in ORS 197.352 (3)." Land use regulations restricting or prohibiting activities for the protection of public health and safety are described in ORS 195.305 (3) (formerly ORS 197.352 (3)). Claimants have not provided any information regarding the applicability of land use regulations restricting or prohibiting activities for the protection of public health and safety.
- k. Claimants have established per Ballot Measure 49, section 9 (5)(c), (h) and (i) that the challenged land use regulations were enacted after the date the property was brought into the Urban Growth Boundary and Metro Boundary. The property was already entirely within both of those boundaries when the challenged land use regulations were enacted on January 4, 2002.
- l. Claimants have not established per Ballot Measure 49, section 9 (5)(k) that the "enactment of one or more land use regulations, other than land use regulations described in ORS 197.352 (3), that are the basis of the claim caused a reduction in the fair market value of the property, as determined under subsection (6) of this section, that is equal to or greater than the fair market value of the single-family dwellings that may be

established on the property under subsection (2) of this section.” Satisfaction of Ballot Measure 49, section 9 (5)(k) is achieved in part through submission of an appraisal as set forth in that subsection as well as Ballot Measure 49, sections 9 (6) and (7). In addition under Ballot Measure 49, section 10 (3), the deadline for filing the required appraisal was April 8, 2008. Claimants have not filed the required appraisal and, therefore, have not satisfied any of the requirements identified in this paragraph.

The Multnomah County Board of Commissioners Orders:

1. For purposes of tentative determination under section 10 (4) of Ballot Measure 49, and based on the foregoing findings, the claim is denied.
2. The Director of the Multnomah County Division of Land Use Planning shall provide notice of this tentative determination as required under section 10 (4) of Ballot Measure 49.

ADOPTED this 22nd day of May, 2008.

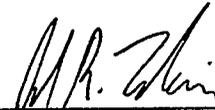


BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Jed R. Tomkins, Assistant County Attorney

SUBMITTED BY:

Agnes Sowle, County Attorney



**MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST**

Board Clerk Use Only

Meeting Date: 05/22/08
Agenda Item #: R-11
Est. Start Time: 10:45 AM
Date Submitted: 05/06/08

Agenda Title: **First Reading of a Proposed ORDINANCE Amending the Multnomah County Code and Framework Plan Relating to: Alternative Uses of Public School Buildings; Lot of Record Requirements to Correct Unlawfully Divided Parcels; Easement Placement During Land Divisions; Permit Processing Timelines; Biofuel Facilities; and Substandard Lot Size for Public Parks or Conservation**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Date Requested:	<u>May 22, 2008</u>	Time Requested:	<u>15 minutes</u>
Department:	<u>Community Services</u>	Division:	<u>Land Use Planning</u>
Contact(s):	<u>Lisa Estrin/Chuck Beasley</u>		
Phone:	<u>503-988-3043</u>	Ext.	<u>22597</u>
		I/O Address:	<u>455/116</u>
Presenter(s):	<u>Lisa Estrin</u>		

General Information

1. What action are you requesting from the Board?

Request to adopt the following:

- a. Allow new code language allowing biofuel production in the Exclusive Farm Use zones in Chapters 33, 34, 35 and 36;
- b. Allow the creation of lots and parcels below the minimum lot size in the Commercial Forest Use zones for public parks and open spaces;
- c. Amend existing code language for the creation of lots and parcels that were unlawfully divided in all zones of Chapters 33, 34, 35, 36 and adopt the language for Ordinance 11.45 and 11.15;
- d. Amend the Land Division code language limiting where the County can require a utility easement in a subdivision or partition plat in Chapters 33, 34, 35, 36, 38 and 11.45;
- e. Amend Chapter 37 to set a limit for the length of time an application can be extended before it becomes void; and

- f. Amend the Community Service code language to include the Alternative Use of Surplus Public School Space language and remove the School Board as the approval authority in Chapters 33, 34, 35, 36 and 11.15.

2. Please provide sufficient background information for the Board and the public to understand this issue.

Biofuels – The proposed amendments to the Exclusive Farm Use zones bring Chapters 33, 34, 35, and 36 in line with State law and allow biofuel production as an Allowed or Review Use based on certain circumstances. In addition, the definition of “Area” is added to the zones restricting the production area for crops used to make biofuels to the counties of Clark and Skamania in Washington State, Multnomah, Columbia, Washington, Clackamas, Yamhill, Hood River and Marion counties in Oregon.

Parks & Open Space Land Divisions – The proposed amendments to the Commercial Forest Use zones in Chapter 33, 34, 35 and 36 will allow the creation of lots and parcels below the minimum lot size in these zones if the new lots and parcels are for public parks and open spaces or conservation by private non-profit groups.

Unlawfully Created Units of Land - The proposed amendments revise the Lot of Record section of the various zones in Chapters 33, 34, 35 and 36 to consolidate the provisions to correct unlawfully divided properties into the Land Division section of the code. They also incorporate changes in state law that provides added methods to correct unlawfully divided parcels. A plat will now be required to legalize an unlawfully created unit of land. In addition, the language will be added to Chapters 11.15 and 11.45 to assist property owners with land division problems in the unincorporated urban areas so they may be able to bring their properties into compliance with land division laws.

Easements – The proposed amendment alters the Land Division provisions in Chapters 33, 34, 35, 36, 38 and 11.45 by limiting where the County can require a utility easement in a subdivision or partition plat. In addition, it changes the definition “Partition land” to mean to divide an area or tract of land into not more than three parcels. This clarifies that a one-parcel, partition is permissible.

Processing Timelines - The proposed amendments to Chapter 37 are required by State Statute implementing Senate Bill 311. The proposed changes address land use permit processing timelines. They require applications that remain incomplete longer than 180 days after submittal to be void, and set a limit for the length of time a complete application can be extended beyond 150 days to a maximum of 215 days. Time extensions must now be for a specific period of time instead of the sometimes open ended waiver requests that have occasionally been used in the past.

Surplus School Space - The proposed amendments to Chapters 33, 34, 35, 36 and 11.15 modify the approval authority that considers changes in the use of a school building from the School Board to the County’s Hearings Officer. This is accomplished by integrating the “Surplus School Space” code section into the Community Service Uses code section. The alternative uses are divided into two parts, “Minor Uses” (those uses most like Community service Uses) and “Other Uses” (uses more dissimilar to Community Service Uses but which may be appropriate under certain situations).

3. Explain the fiscal impact (current year and ongoing).

There is no significant fiscal impact anticipated either now or in the future. The proposed amendments typically clarify code language. Land Use Planning staff currently process land divisions and administrative decisions for these areas of the County. Staff will continue to process

land use applications in these areas.

4. Explain any legal and/or policy issues involved.

There are no legal issues identified. The amendments are consistent with related policies in the County's Comprehensive Framework Plan.

5. Explain any citizen and/or other government participation that has or will take place.

Biofuels - On November 5, 2007 the Planning Commission held a work session with planning staff on House Bill 2992 and 2210. On March 3, 2008 the Planning Commission held a public hearing on the subject; there was no public testimony either orally or in writing. At the conclusion of the hearing the Planning Commission voted to recommend approval of the proposed code amendments. See attached Planning Commission Resolution.

Parks & Open Space Land Divisions - On November 5, 2007 the Planning Commission held a work session on with planning staff on House Bill 2992 and 2210. On March 3, 2008 the Planning Commission held a public hearing on the subject; there was no public testimony either orally or in writing. At the conclusion of the hearing the Planning Commission voted to recommend approval of the proposed code amendments. See attached Planning Commission Resolution.

Unlawfully Created Units of Land - On December 3, 2007 the Planning Commission held its first work session with planning staff on House Bill 2723. On February 13, 2008 planning staff held an Open House and invited property owners with known land division issues to discuss their concerns regarding the modifications. In addition, various Title Companies were invited to the Open House. Staff also discussed the proposed code changes with property owners who could not attend the Open House. On March 3, 2008, the Planning Commission held a second work session which included the concerns raised at the Open House and affected property owners. On April 7, 2008 the Planning Commission held a public hearing on the subject; public testimony was received from one individual in support of the proposed amendments. At the conclusion of the hearing the Planning Commission voted to recommend approval of the proposed code amendments. See attached Planning Commission Resolution.

Easements - On December 3, 2007 the Planning Commission held its first work session with planning staff on House Bill 2313. On April 7, 2008 the Planning Commission held a public hearing on the subject; there was no public testimony either orally or in writing. At the conclusion of the hearing the Planning Commission voted to recommend approval of the proposed code amendments. See attached Planning Commission Resolution.

Processing Timelines - On November 5, 2007 the Planning Commission held a work session with planning staff on Senate Bill 311. On December 3, 2007 the Planning Commission held a public hearing on the subject; there was no public testimony either orally or in writing. At the conclusion of the hearing the Planning Commission voted to recommend approval of the proposed code amendments. See attached Planning Commission Resolution.

Surplus School Space - On August 7, 2006 the Planning Commission held a work session with planning staff on proposed amendments to Chapter 33, 34, 35, 36 and 11.15 regarding the Alternative Uses of Surplus Public School Sites. On August 22, 2006 Land Use Planning sent a letter to each school superintendent with facilities under our jurisdiction. In addition, a copy of the Staff Report for the Public Hearing before the Planning Commission was provided to review before the hearing. They were invited to provide written comments and/or attend the Public Hearing before the Planning Commission. On November 6, 2006 the Planning Commission held a public hearing on the subject; there was no public testimony either orally or in writing. At the conclusion of the hearing the Planning Commission voted to recommend approval of the proposed code amendments. See attached Planning Commission Resolution.

Required Signature

**Department/
Agency Director:**

M. Cecilia Johnson

Date: 05/06/08

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. _____

Amending the Multnomah County Code and Framework Plan Relating to: Alternative Uses of Public School Buildings; Lot of Record Requirements to Correct Unlawfully Divided Parcels; Easement Placement During Land Divisions; Permit Processing Timelines; Biofuel Facilities; and Substandard Lot Size for Public Parks or Conservation

(Language ~~stricken~~ is deleted; underlined language is new.)

Multnomah County Ordains as follows:

**PART I - Amending MCC Chapters 33-36 and 11.15 and The Framework Plan Relating To
Alternative Uses Of Public School Buildings**

Section 1. MCC §§ 33.6015, 34.6015, 35.6015 and 11.15.7020 are amended as follows:

33.6015 Uses

(A) Except as otherwise limited in the EFU, CFU-1, CFU-2, and CFU-5 districts, the following Community Service Uses and those of a similar nature, may be permitted in any district when approved at a public hearing by the approval authority.

Allowed Community Service Uses in the EFU, CFU-1, CFU-2, and CFU-5 districts are limited to those uses listed in each respective district.

* * *

(27) Wireless communications facilities

(28) Limited alternative uses of surplus public school space pursuant to the provisions in MCC 33.6050.

~~(2829)~~ Accessory uses to the above.

(B) Approval of a Community Service Use shall be deemed to authorize associated public utilities, including energy and communication facilities.

34.6015 Uses

(A) Except as otherwise limited in the EFU district, the following Community Service Uses and those of a similar nature, may be permitted in any district when approved at a public hearing by the approval authority.

Allowed Community Service Uses in the EFU district are limited to those uses listed in the district.

* * *

(27) Wireless communication facilities.

(28) Limited alternative uses of surplus public school space pursuant to the provisions in MCC 34.6050.

(2829) Accessory uses to the above.

(B) Approval of a Community Service Use shall be deemed to authorize associated public utilities, including energy and communication facilities.

35.6015 Uses

(A) Except as otherwise limited in the EFU, CFU-3, and CFU-4 districts, the following Community Service Uses and those of a similar nature, may be permitted in any district when approved at a public hearing by the approval authority.

Allowed Community Service Uses in the EFU, CFU-3, and CFU-4 districts are limited to those uses listed in each respective district.

* * *

(27) Wireless communications facilities.

(28) Limited alternative uses of surplus public school space pursuant to the provisions in MCC 35.6050.

(2829) Accessory uses to the above.

(B) Approval of a Community Service Use shall be deemed to authorize associated public utilities, including energy and communication facilities.

36.6015 Uses.

(A) Except as otherwise limited in the EFU and CFU districts, the following Community Service Uses and those of a similar nature, may be permitted in any district when approved at a public hearing by the approval authority

Allowed Community Service Uses in the EFU and CFU districts are limited to those uses listed in each respective district.

* * *

(16) Mining and processing of geothermal resources.

(17) Limited alternative uses of surplus public school space pursuant to the provisions in MCC 36.6050.

(4718) Accessory uses to the above.

(B) Approval of a Community Service Use shall be deemed to authorize associated public utilities, including energy and communication facilities.

11.15.7020 Uses

A. Except as otherwise provided in MCC 11.15.2008 through .2012 and MCC 11.15.2048 through .2050, the following Community Service Uses and those of a similar nature, may be permitted in any district when approved at a public hearing by the approval authority.

* * *

26. Mining and processing of geothermal resources.

27. Limited alternative uses of surplus public school space pursuant to the provisions in MCC 11.15.7022.

2728. Accessory uses to the above.

B. Approval of a Community Service Use shall be deemed to authorize associated public utilities, including energy and communication facilities.

Section 2. MCC §§ 33.6050, 34.6050, 35.6050, 36.6050 and 11.15.7022 are amended as follows:

33.6050- Limited Alternative Uses of Surplus Public School Space Located in MUA-20, RR, and RC Districts

(A) Purpose – The purpose of this section is to facilitate the efficient alternative use of vacant or under-utilized public school building space located in MUA-20, RR, and RC districts by authorizing those uses which are beneficial to or compatible with the community.

~~(1) The school district board having jurisdiction over the school building in question, is hereby designated as the approval authority for the purposes of MCC 33.6050.~~

(B) Minor Uses – The Board finds that the uses listed in this subsection are so similar to school use in land use impact, that they should be allowed as accessory or alternative uses to approved school use. At the same time, the policy of citizen involvement and open public participation dictates that these listed uses only be permitted after public review in a Type III approval process by the affected school district board.

Subject to the provisions of MCC 33.6050 (F), (H), and (I) Community Service approval criteria of MCC 33.6010 and the restrictions of MCC 33.6020, one or more of the following alternative uses may be permitted to occupy vacant or under-utilized space in an existing public school building ~~where the total of such space does not exceed 20 percent of the classroom space in the building:~~

(1) Adult, teen or senior center.

(2) Community food or non-profit hot meals service.

(3) ~~Day nursery, kindergarten or a~~ After-school child care.

(4) ~~Day or evening classes, such as high school or college level courses, vocational school, physical fitness, indoor or outdoor recreation.~~

~~(54)~~ Health center, including counseling, well-baby clinic, or physical therapy.

~~(6)~~ Library.

~~(75)~~ Accessory uses common to the above uses.

The 20 percent of the classroom space standard shall be interpreted narrowly so as to rule out the applicability of this subsection in the event of doubt.

(C) Other Uses – Subject to the provisions of MCC 33.6050 (G), (H), and (I) approval criteria of MCC 33.6050(D) and the restrictions of MCC 33.6020, the following alternative uses may be permitted to occupy vacant or under-utilized space in the existing public school building after public review in a Type III approval process:

~~(1)~~ Those uses listed in (B) above when occupying more than 20 percent of the building classroom space.

~~(2)~~ Arts or crafts gallery or sales.

~~(32)~~ Community access cable TV studio.

~~(4)~~ Computer or data processing facility.

~~(53)~~ Governmental branch office or subcenter Non-profit community theater.

~~(64)~~ Office of non-profit or charitable group or association.

~~(75)~~ Professional or business office.

~~(86)~~ Accessory uses common to the above uses.

~~(D) Exceptions~~—The uses listed in 33.6050 (B) and (C) do not include a corrections center, halfway house or rehabilitation facility.

~~(E) Pre-existing Uses~~—A use listed in 33.6050 (B) and (C) which occupied public school building space on August 19, 1982, shall be deemed to have satisfied the provisions of this section.

~~(F) Action on Minor Uses~~—Action on a proposal to locate a use listed in MCC 33.6050 (B) shall be taken by the school district board.

~~(1)~~ The proposal shall be considered at a regular school board meeting and again at a public hearing called by the school board for the purpose.

~~(2)~~ Notice of the meetings and purpose shall be given by the school board by first class mail at least 15 days in advance of each meeting to each owner of property within 250 feet of the school site, and to such other persons or groups as have requested notice on such matters.

~~(3)~~ The school board shall conduct the public hearing generally in accordance with the Rules of Procedure adopted by the Approval Authority under MCC 33.0670 (A).

~~(4)~~ The decision and the statement of findings of fact and conclusions adopted by the school board at the public hearing shall be filed with the Planning Director within ten days of the action.

~~(G) Action on Other Uses—Action on a proposal to locate a use listed in MCC 33.6050 (C) shall be taken under the provisions of MCC 33.0700 through 33.0790, modified to substitute *School District Board for Approval Authority or Planning Commission*, and further modified as follows:~~

~~(1) An action may only be initiated by the school district board under MCC 33.0705 (A).~~

~~(2) The school district board shall:~~

~~(a) Act to give notice of public hearing under MCC 33.0715;~~

~~(b) Conduct the required hearing(s) under MCC 33.0725;~~

~~(c) Make findings of fact and conclusions under MCC 33.0730;~~

~~(d) Make decisions under MCC 33.0735;~~

~~(e) Maintain proceeding records under MCC 33.0740; and~~

~~(3) The school district board shall file the written decision in accordance with MCC 33.0735. The Planning Director and the Clerk of the Board shall follow the requirements of MCC 33.0720.~~

~~(4) The decision of the school district board shall become final on the 12th business day following submittal to the Clerk of the Board of County Commissioners unless the Board of County Commissioners orders review under MCC 33.0760.~~

~~(5) Exception—At the option of the school district board, action proceedings may be taken by the Approval Authority.~~

~~(HD) Approval Criteria – In approving an alternative use listed in 33.6050 (B) or (C), the approval authority shall find:~~

~~(1) The approval criteria of MCC 33.6010 are satisfied; and~~

~~(2) The use will occupy existing public school building space which is surplus to the current or anticipated need for school purposes; and~~

~~(3) The use:~~

~~(a) wWill provide an appropriate public facility or public non-profit service to the immediate area of or community; or~~

~~(b) (4) The use is consistent with urban-rural area needs in a location and under circumstances reasonably suitable for the purpose; and~~

~~(5) There are safe, convenient and reasonably suitable means of pedestrian, bicycle and vehicle access to and circulation on the site; and~~

~~(6) The applicable development standards of this Chapter are met or can be satisfied through appropriate conditions of approval.~~

~~(I) Approval Conditions—The approval authority may impose approval limitations or conditions as listed in MCC 33.6005 (E).~~

34.6050- Limited Alternative Uses of Surplus Public School Space Located in MUA-20, RR and RC Districts

(A) Purpose – The purpose of this section is to facilitate the efficient alternative use of vacant or under-utilized public school building space located in MUA-20, RR, and RC districts by authorizing those uses which are beneficial to or compatible with the community.

~~(1) The school district board having jurisdiction over the school building in question, is hereby designated as the approval authority for the purposes of MCC 34.6050.~~

(B) Minor Uses – The Board finds that the uses listed in this subsection are so similar to school use in land use impact, that they should be allowed as accessory or alternative uses to approved school use. At the same time, the policy of citizen involvement and open public participation dictates that these listed uses only be permitted after public review in a Type III approval process by the affected school district board.

Subject to the Community Service approval criteria of MCC 34.6010 and the restrictions of MCC 34.6020 provisions of MCC 34.6050 (F), (H), and (I), one or more of the following alternative uses may be permitted to occupy vacant or under-utilized space in an existing public school building where the total of such space does not exceed 20 percent of the classroom space in the building:

- (1) Adult, teen or senior center.
- (2) Community food or non-profit hot meals service.
- (3) ~~Day nursery, kindergarten or a~~ After-school child care.
- (4) ~~Day or evening classes, such as high school or college level courses, vocational school, physical fitness, indoor or outdoor recreation.~~
- (5) Health center, including counseling, well-baby clinic, or physical therapy.
- (6) ~~Library.~~
- (7) Accessory uses common to the above uses.

~~The 20 percent of the classroom space standard shall be interpreted narrowly so as to rule out the applicability of this subsection in the event of doubt.~~

(C) Other Uses – Subject to the provisions of MCC 34.6050 (G), (H), and (I) approval criteria of MCC 34.6050(D) and the restrictions of MCC 34.6020, the following alternative uses may be permitted to occupy vacant or under-utilized space in the existing public school building after public review in a Type III approval process:

- (1) ~~Those uses listed in (B) above when occupying more than 20 percent of the building classroom space.~~
- (2) Arts or crafts gallery or sales.
- (3) Community access cable TV studio.
- (4) ~~Computer or data processing facility.~~

~~(53) Governmental branch office or subcenter~~ Non-profit community theater.

~~(64) Office of non-profit or charitable group or association.~~

~~(75) Professional or business office.~~

~~(86) Accessory uses common to the above uses.~~

~~(D) Exceptions—The uses listed in 34.6050 (B) and (C) do not include a corrections center, halfway house or rehabilitation facility.~~

~~(E) Pre-existing Uses—A use listed in 34.6050 (B) or (C) which occupied public school building space on August 19, 1982, shall be deemed to have satisfied the provisions of this section.~~

~~(F) Action on Minor Uses—Action on a proposal to locate a use listed in 34.6050 (B) shall be taken by the school district board.~~

~~(1) The proposal shall be considered at a regular school board meeting and again at a public hearing called by the school board for the purpose.~~

~~(2) Notice of the meetings and purpose shall be given by the school board by first class mail at least 15 days in advance of each meeting to each owner of property within 250 feet of the school site, and to such other persons or groups as have requested notice on such matters.~~

~~(3) The school board shall conduct the public hearing generally in accordance with the Rules of Procedure adopted by the Approval Authority under MCC 34.0670 (A).~~

~~(4) The decision and the statement of findings of fact and conclusions adopted by the school board at the public hearing shall be filed with the Planning Director within ten days of the action.~~

~~(G) Action on Other Uses—Action on a proposal to locate a use listed in MCC 34.6050 (C) shall be taken under the provisions of MCC 34.0700 through 34.0790, modified to substitute *School District Board for Approval Authority* or *Planning Commission*, and further modified as follows:~~

~~(1) An action may only be initiated by the school district board under MCC 34.0705 (A).~~

~~(2) The school district board shall:~~

~~(a) Act to give notice of public hearing under MCC 34.0715;~~

~~(b) Conduct the required hearing(s) under MCC 34.0725;~~

~~(c) Make findings of fact and conclusions under MCC 34.0730;~~

~~(d) Make decisions under MCC 34.0735;~~

~~(e) Maintain proceeding records under MCC 34.0740; and~~

~~(3) The school district board shall file the written decision in accordance with MCC 34.0734. The Planning Director and the Clerk of the Board shall follow the requirements of MCC 34.0720.~~

~~(4) The decision of the school district board shall become final on the 12th business day following submittal to the Clerk of the Board of County Commissioners unless the Board of County Commissioners orders review under MCC 34.0760.~~

~~(5) Exception—At the option of the school district board, action proceedings may be taken by the Approval Authority.~~

~~(HD)~~ Approval Criteria – In approving an alternative use listed in 34.6050 (B) or (C), the approval authority shall find:

- (1) The approval criteria of MCC 34.6010 are satisfied; and
- (2) The use will occupy existing public school building space which is surplus to the current or anticipated need for school purposes; and
- (3) The use:
 - (a) ~~w~~Will provide an appropriate public facility or public non-profit service to the immediate area of community; or
 - (4b) ~~The use is~~ consistent with urban-rural area needs in a location and under circumstances reasonably suitable for the purpose; and
- (54) There are safe, convenient and reasonably suitable means of pedestrian, bicycle and vehicle access to and circulation on the site; and
- (65) The applicable development standards of this Chapter are met or can be satisfied through appropriate conditions of approval.

~~(I) Approval Conditions—The approval authority may impose approval limitations or conditions as listed in MCC 34.6005 (E).~~

35.6050- Limited Alternative Uses of Surplus Public School Space Located in MUA-20, RR and RC Districts

(A) Purpose – The purpose of this section is to facilitate the efficient alternative use of vacant or under-utilized public school building space located in MUA-20, RR, and RC districts by authorizing those uses which are beneficial to or compatible with the community.

~~(1) The school district board having jurisdiction over the school building in question, is hereby designated as the approval authority for the purposes of MCC 35.6050.~~

(B) Minor Uses – The Board finds that the uses listed in this subsection are so similar to school use in land use impact, that they should be allowed as accessory or alternative uses to approved school use. At the same time, the policy of citizen involvement and open public participation dictates that these listed uses only be permitted after public review in a Type III approval process by the affected school district board.

Subject to the ~~provisions of MCC 35.6050 (F), (H), and (I)~~ Community Service approval criteria of MCC 35.6010 and the restrictions of MCC 35.6020, one or more of the following alternative uses may be permitted to occupy vacant or under-utilized space in an existing public school building where the total of such space does not exceed 20 percent of the classroom space in the building:

- (1) Adult, teen or senior center.
- (2) Community food or non-profit hot meals service.

~~(3) Day nursery, kindergarten or a~~After-school child care.

~~(4) Day or evening classes, such as high school or college level courses, vocational school, physical fitness, indoor or outdoor recreation.~~

~~(54) Health center, including counseling, well-baby clinic, or physical therapy.~~

~~(6) Library.~~

~~(75) Accessory uses common to the above uses.~~

~~The 20 percent of the classroom space standard shall be interpreted narrowly so as to rule out the applicability of this subsection in the event of doubt.~~

(C) Other Uses – Subject to the provisions of MCC 35.6050 (G), (H), and (I) approval criteria of MCC 35.6050(D) and the restrictions of MCC 35.6020, the following alternative uses may be permitted to occupy vacant or under-utilized space in the existing public school building after public review in a Type III approval process:

~~(1) Those uses listed in (B) above when occupying more than 20 percent of the building classroom space.~~

~~(21) Arts or crafts gallery or sales.~~

~~(32) Community access cable TV studio.~~

~~(4) Computer or data processing facility.~~

~~(53) Governmental branch office or subcenter~~Non-profit community theater.

~~(64) Office of non-profit or charitable group or association.~~

~~(75) Professional or business office.~~

~~(86) Accessory uses common to the above uses.~~

~~(D) Exceptions – The uses listed in 35.6050 (B) and (C) do not include a corrections center, halfway house or rehabilitation facility.~~

~~(E) Pre-existing Uses – A use listed in 35.6050 (B) or (C) which occupied public school building space on August 19, 1982, shall be deemed to have satisfied the provisions of this section.~~

~~(F) Action on Minor Uses – Action on a proposal to locate a use listed in 35.6050 (B) shall be taken by the school district board.~~

~~(1) The proposal shall be considered at a regular school board meeting and again at a public hearing called by the school board for the purpose.~~

~~(2) Notice of the meetings and purpose shall be given by the school board by first class mail at least 15 days in advance of each meeting to each owner of property within 250 feet of the school site, and to such other persons or groups as have requested notice on such matters.~~

~~(3) The school board shall conduct the public hearing generally in accordance with the Rules of Procedure adopted by the Approval Authority under MCC 35.0670 (A).~~

~~(4) The decision and the statement of findings of fact and conclusions adopted by the school board at the public hearing shall be filed with the Planning Director within ten days of the action.~~

~~(G) Action on Other Uses—Action on a proposal to locate a use listed in MCC 35.6050 (C) shall be taken under the provisions of MCC 35.0700 through 35.0790, modified to substitute *School District Board for Approval Authority or Planning Commission*, and further modified as follows:~~

~~(1) An action may only be initiated by the school district board under MCC 35.0705 (A).~~

~~(2) The school district board shall:~~

~~(a) Act to give notice of public hearing under MCC 35.0715;~~

~~(b) Conduct the required hearing(s) under MCC 35.0725;~~

~~(c) Make findings of fact and conclusions under MCC 35.0730;~~

~~(d) Make decisions under MCC 35.0735;~~

~~(e) Maintain proceeding records under MCC 35.0740; and~~

~~(3) The school district board shall file the written decision in accordance with MCC 35.0735. The Planning Director and the Clerk of the Board shall follow the requirements of MCC 35.0720.~~

~~(4) The decision of the school district board shall become final on the 12th business day following submittal to the Clerk of the Board of County Commissioners unless the Board of County Commissioners orders review under MCC 35.0760.~~

~~(5) Exception—At the option of the school district board, action proceedings may be taken by the Approval Authority.~~

~~(HD) Approval Criteria – In approving an alternative use listed in 35.6050 (B) or (C), the approval authority shall find:~~

~~(1) The approval criteria of MCC 35.6010 are satisfied; and~~

~~(2) The use will occupy existing public school building space which is surplus to the current or anticipated need for school purposes; and~~

~~(3) The use:~~

~~(a) will provide an appropriate public facility or public non-profit service to the immediate area of community; or~~

~~(b) The use is consistent with urban-rural area needs in a location and under circumstances reasonably suitable for the purpose; and~~

~~(5) There are safe, convenient and reasonably suitable means of pedestrian, bicycle and vehicle access to and circulation on the site; and~~

(65) The applicable development standards of this Chapter are met or can be satisfied through appropriate conditions of approval.

~~(F) Approval Conditions — The approval authority may impose approval limitations or conditions as listed in MCC 35.6005 (E).~~

36.6050- Limited Alternative Uses of Surplus Public School Space Located in MUA-20, RR, PH-RC, and OR Districts.

(A) Purpose - The purpose of this section is to facilitate the efficient alternative use of vacant or under-utilized public school building space located in MUA-20, RR, PH-RC, and OR districts by authorizing those uses which are beneficial to or compatible with the community.

~~(1) The school district board having jurisdiction over the school building in question, is hereby designated as the approval authority for the purposes of MCC 36.6050.~~

(B) Minor Uses - The Board finds that the uses listed in this subsection are so similar to school use in land use impact, that they should be allowed as accessory or alternative uses to approved school use. At the same time, the policy of citizen involvement and open public participation dictates that these listed uses ~~only be permitted after public review in a Type III approval process by the affected school district board.~~

Subject to the ~~provisions of MCC 36.6050 (F), (H), and (I)~~ Community Service approval criteria of MCC 36.6010 and the restrictions of MCC 33.6020, one or more of the following alternative uses may be permitted to occupy vacant or under-utilized space in an existing public school building where the total of such space does not exceed 20 percent of the classroom space in the building:

- (1) Adult, teen or senior center.
- (2) Community food or non-profit hot meals service.
- (3) ~~Day nursery, kindergarten or a~~ After-school child care.
- (4) ~~Day or evening classes, such as high school or college level courses, vocational school, physical fitness, indoor or outdoor recreation.~~
- (54) Health center, including counseling, well-baby clinic, or physical therapy.
- (6) ~~Library.~~
- (75) Accessory uses common to the above uses.

~~The 20 percent of the classroom space standard shall be interpreted narrowly so as to rule out the applicability of this subsection in the event of doubt.~~

(C) Other Uses - Subject to the ~~provisions of MCC 36.6050 (G), (H), and (I)~~ approval criteria of MCC 36.6050(D) and the restrictions of MCC 36.6020, the following alternative uses may be permitted to occupy vacant or under-utilized space in the existing public school building after public review in a Type III approval process:

~~(1) Those uses listed in (B) above when occupying more than 20 percent of the building classroom space.~~

- (21) Arts or crafts gallery or sales.
- (32) Community access cable TV studio.
- (4) Computer or data processing facility.
- (53) ~~Governmental branch office or subcenter~~ Non-profit community theater.
- (64) Office of non-profit or charitable group or association.
- (75) Professional or business office.
- (86) Accessory uses common to the above uses.

~~(D) Exceptions—The uses listed in 36.6050 (B) and (C) do not include a corrections center, halfway house or rehabilitation facility.~~

~~(E) Pre-existing Uses—A use listed in MCC 36.6050 (B) or (C) which occupied public school building space on August 19, 1982, shall be deemed to have satisfied the provisions of this section.~~

~~(F) Action on Minor Uses—Action on a proposal to locate a use listed in MCC 36.6050 (B) shall be taken by the school district board.~~

- ~~(1) The proposal shall be considered at a regular school board meeting and again at a public hearing called by the school board for the purpose.~~
- ~~(2) Notice of the meetings and purpose shall be given by the school board by first class mail at least 15 days in advance of each meeting to each owner of property within 250 feet of the school site, and to such other persons or groups as have requested notice on such matters.~~
- ~~(3) The school board shall conduct the public hearing generally in accordance with the Rules of Procedure adopted by the Approval Authority under MCC 36.0670 (A).~~
- ~~(4) The decision and the statement of findings of fact and conclusions adopted by the school board at the public hearing shall be filed with the Planning Director within ten days of the action.~~

~~(G) Action on Other Uses—Action on a proposal to locate a use listed in MCC 36.6050 (C) shall be taken under the provisions of MCC 36.0700 through 36.0790, modified to substitute School District Board for Approval Authority or Planning Commission, and further modified as follows:~~

- ~~(1) An action may only be initiated by the school district board under MCC 36.0705 (A).~~
- ~~(2) The school district board shall:~~
 - ~~(a) Act to give notice of public hearing under MCC 36.0715;~~
 - ~~(b) Conduct the required hearing(s) under MCC 36.0725;~~
 - ~~(c) Make findings of fact and conclusions under MCC 36.0730;~~
 - ~~(d) Make decisions under MCC 36.0735;~~
 - ~~(e) Maintain proceeding records under MCC 36.0740; and~~

~~(3) The school district board shall file the written decision in accordance with MCC 36.0736. The Planning Director and the Clerk of the Board shall follow the requirements of MCC 36.0720.~~

~~(4) The decision of the school district board shall become final on the 12th business day following submittal to the Clerk of the Board of County Commissioners unless the Board of County Commissioners orders review under MCC 36.0760.~~

~~(5) Exception—At the option of the school district board, action proceedings may be taken by the Approval Authority.~~

~~(HD) Approval Criteria - In approving an alternative use listed in 36.6050 (B) or (C), the approval authority shall find:~~

~~(1) The approval criteria of MCC 36.6010 are satisfied; and~~

~~(2) The use will occupy existing public school building space which is surplus to the current or anticipated need for school purposes; and~~

~~(3) The use:~~

~~(a) Will provide an appropriate public facility or public non-profit service to the immediate area of community; or~~

~~(4b) The use is consistent with urban-rural area needs in a location and under circumstances reasonably suitable for the purpose; and~~

~~(54) There are safe, convenient and reasonably suitable means of pedestrian, bicycle and vehicle access to and circulation on the site; and~~

~~(65) The applicable development standards of this Chapter are met or can be satisfied through appropriate conditions of approval.~~

~~(I) Approval Conditions—The approval authority may impose approval limitations or conditions as listed in MCC 36.6005 (E).~~

11.15.7022 Limited Alternative Uses of Surplus Public School Space

A. Purpose The purpose of this section is to facilitate the efficient alternative use of vacant or under-utilized public school building space by authorizing those uses which are beneficial to or compatible with the community.

~~1. The school district board having jurisdiction over the school building in question, is hereby designated as the approval authority for the purposes of MCC 11.15.7022.~~

B. Minor Uses The Board finds that the uses listed in this subsection are so similar to school use in land use impact, that they should be allowed as accessory or alternative uses to approved school use. At the same time, the policy of citizen involvement and open public participation dictates that these listed uses only be permitted after public review in a new Type III approval process by the affected school district board.

Subject to the provisions of MCC .7022(F),(H), and (I) Community Service approval criteria of MCC .11.15.7015 and the restrictions of MCC 11.15.7025, one or more of the following alternative uses may be permitted to occupy vacant or under-utilized space in

an existing public school building where the total of such space does not exceed 20 percent of the classroom space in the building:

1. Adult, teen or senior center.
2. Community food or non-profit hot meals service.
3. ~~Day nursery, kindergarten or a~~After-school child care.
- 4.~~Day or evening classes, such as high school or college level courses, vocational school, physical fitness, indoor or outdoor recreation.~~
- 5.4. Health center, including counseling, well-baby clinic, or physical therapy.
- ~~6.~~Library.
- 7.5. Accessory uses common to the above uses.

~~The 20 percent of the classroom space standard shall be interpreted narrowly so as to rule out the applicability of this subsection in the event of doubt.~~

C. Other Uses Subject to the ~~provisions of MCC .7022(G), (H), and (I)~~approval criteria of MCC 11.15.7022(D) and the restrictions of 11.15.7025, the following alternative uses may be permitted to occupy vacant or under-utilized space in the existing public school building after public review in a Type III approval process:

- ~~1.Those uses listed in (B) above when occupying more than 20 percent of the building classroom space.~~
- 2.1. Arts or crafts gallery or sales.
- 3.2. Community access cable TV studio.
- ~~4.Computer or data processing facility.~~
- 5.3. ~~Governmental branch office or subcenter~~Non-profit community theater.
- 6.4. Office of non-profit or charitable group or association.
- 7.5. Professional or business office.
- 8.6. Accessory uses common to the above uses.

~~D.Exceptions The uses listed in .7022(B) and (C) do not include a corrections center, halfway house or rehabilitation facility.~~

~~E.Pre-existing Uses A use listed in MCC .7022(B) or (C) which occupied public school building space on August 19, 1982, shall be deemed to have satisfied the provisions of this section.~~

~~F.Action on Minor Uses Action on a proposal to locate a use listed in MCC .7022(B) shall be taken by the school district board.~~

- ~~1.The proposal shall be considered at a regular school board meeting and again at a public hearing called by the school board for the purpose.~~
- ~~2.Notice of the meetings and purpose shall be given by the school board by first class mail at least 15 days in advance of each meeting to each owner of property within 250 feet of the school site, and to such other persons or groups as have requested notice on such matters.~~

~~3. The school board shall conduct the public hearing generally in accordance with the Rules of Procedure adopted by the Approval Authority under MCC .8125(A).~~

~~4. The decision and the statement of findings of fact and conclusions adopted by the school board at the public hearing shall be filed with the Planning Director within ten days of the action.~~

~~G. Action on Other Uses Action on a proposal to locate a use listed in MCC .7022(C) shall be taken under the provisions of MCC .8205 through .8285, modified to substitute School District Board for Approval Authority or Planning Commission, and further modified as follows:~~

~~1. An action may only be initiated by the school district board under MCC .8210(A).~~

~~2. The school district board shall:~~

~~a. Act to give notice of public hearing under MCC .8220;~~

~~b. Conduct the required hearing(s) under MCC .8230;~~

~~c. Make findings of fact and conclusions under MCC .8235;~~

~~d. Make decisions under MCC .8240;~~

~~e. Maintain proceeding records under MCC .8245; and~~

~~3. The school district board shall file the written decision in accordance with MCC .8240. The Planning Director and the Clerk of the Board shall follow the requirements of MCC .8255.~~

~~4. The decision of the school district board shall become final on the tenth business day following submittal to the Clerk of the Board of County Commissioners unless the Board of County Commissioners orders review under MCC .8265.~~

~~5. Exception At the option of the school district board, action proceedings may be taken by the Approval Authority.~~

H.D. Approval Criteria In approving an alternative use listed in .7022(B) or (C), the approval authority shall find:

1. The approval criteria of MCC .7015 are satisfied; and

2. The use will occupy existing public school building space which is surplus to the current or anticipated need for school purposes; and

3. The use;

a. Will provide an appropriate public facility or public non-profit service to the immediate area of or community; or

4.b. The use is consistent with urban-rural area needs in a location and under circumstances reasonably suitable for the purpose; and

5.4. There are safe, convenient and reasonably suitable means of pedestrian, bicycle and vehicle access to and circulation on the site; and

6.5. The applicable development standards of this Chapter are met or can be satisfied through appropriate conditions of approval.

~~I. Approval Conditions – The approval authority may impose approval limitations or conditions as listed in MCC .7010(E). [Amended 1982, Ord. 329 § 4]~~

Section 3. Policy 38A of the Comprehensive Framework Plan is amended as follows:

POLICY 38A. ALTERNATIVE USES OF PUBLIC SCHOOL BUILDINGS

The County's policy is to facilitate the location of alternative use of existing school building space where:

- A. The school district board finds that the space is surplus to current or anticipated need for school purposes; and
- B. Citizens of the community are afforded opportunity to be involved during decisions on an alternative use proposal; and
- C. Location of an alternative use will provide:
 - ~~1. an~~ An appropriate public facility, or
 - ~~2. A~~ A public non-profit service to the immediate area or community, ~~or~~
 - ~~3. D. The~~ An alternative use that is consistent with ~~urban~~ the area needs in a location and under circumstances reasonably suitable for the purpose.

This policy shall not affect the authority of a school district board to reduce occupancy, vacate or dispose of any existing public school building.

STRATEGIES

- 1. The County should assist school districts, community groups and citizens in the cooperative planning and development of programs for the appropriate alternative use of existing public school buildings.
- 2. The Zoning Ordinance should include measures for the expeditious implementation of this policy by including additional alternative uses of public school buildings in the list of allowed Community Service Uses, with primary decisions on alternative use made thereunder by the school district board. Alternative uses shall be allowed in rural areas only in "exception" zoning districts.

PART II - Amending MCC Chapters 33-36, 38 and 11.45 To Alter Lot Of Record Provisions To Correct Unlawfully Divided Parcels And Easement Placement During Land Divisions

Section 4. MCC §§ 33.0005, 34.0005, 35.0005 and 36.0005 are amended as follows:

33.0005 Definitions.

As used in this Chapter, unless the context requires otherwise, the following words and their derivations shall have the meanings provided below.

* * *

Lot – A unit of land created by a subdivision of land, see definition in MCC 33.7705. Depending upon the context in which the term appears in this Chapter, a Lot may also mean a lot, parcel (result of partitioning), unit of land (lawfully created by deed or land sale contract) or area of land owned by or under the lawful control and in the lawful possession of one distinct ownership.

* * *

Parcel – A unit of land created by a partitioning of land, see definition in MCC 33.7705. Depending upon the context in which the term appears in this Chapter, Parcel and Lot may at times be used interchangeably. The term, Parcel, also includes a unit of land (lawfully created by deed or land sale contract).

* * *

Unit of Land – A unit of land created by a deed or land sales contract in compliance with all applicable planning, zoning, and subdivision or partition ordinances and regulations.

* * *

34.0005 Definitions

As used in this Chapter, unless the context requires otherwise, the following words and their derivations shall have the meanings provided below.

* * *

Lot – A unit of land created by a subdivision of land, see definition in MCC 34.7705. Depending upon the context in which the term appears in this Chapter, a Lot may also mean a lot, parcel (result of partitioning), unit of land (lawfully created by deed or land sale contract) or area of land owned by or under the lawful control and in the lawful possession of one distinct ownership.

* * *

Parcel – A unit of land created by a partitioning of land, see definition in MCC 33.7705. Depending upon the context in which the term appears in this Chapter, Parcel and Lot may at times be used interchangeably. The term, Parcel, also includes a unit of land (lawfully created by deed or land sale contract).

* * *

Unit of Land – A unit of land created by a deed or land sales contract in compliance with all applicable planning, zoning, and subdivision or partition ordinances and regulations.

* * *

35.0005 Definitions

As used in this Chapter, unless the context requires otherwise, the following words and their derivations shall have the meanings provided below.

* * *

Lot – A unit of land created by a subdivision of land, see definition in MCC 35.7705. Depending upon the context in which the term appears in this Chapter, a Lot may also mean a lot, parcel (result of partitioning), unit of land (lawfully created by deed or land sale contract) or area of land owned by or under the lawful control and in the lawful possession of one distinct ownership.

* * *

Parcel – A unit of land created by a partitioning of land, see definition in MCC 33.7705. Depending upon the context in which the term appears in this Chapter, Parcel and Lot may at times be used interchangeably. The term, Parcel, also includes a unit of land (lawfully created by deed or land sale contract).

* * *

Unit of Land – A unit of land created by a deed or land sales contract in compliance with all applicable planning, zoning, and subdivision or partition ordinances and regulations.

* * *

36.0005 Definitions

As used in this Chapter, unless the context requires otherwise, the following words and their derivations shall have the meanings provided below.

* * *

Lot - A unit of land created by a subdivision of land, see definition in MCC 36.7705. Depending upon the context in which the term appears in this Chapter, a Lot may also mean a lot, parcel (result of partitioning), unit of land (lawfully created by deed or land sale contract) or area of land owned by or under the lawful control and in the lawful possession of one distinct ownership.

* * *

Parcel – A unit of land created by a partitioning of land, see definition in MCC 33.7705. Depending upon the context in which the term appears in this Chapter, Parcel and Lot may at times be used interchangeably. The term, Parcel, also includes a unit of land (lawfully created by deed or land sale contract).

* * *

Unit of Land – A unit of land created by a deed or land sales contract in compliance with all applicable planning, zoning, and subdivision or partition ordinances and regulations.

* * *

Section 5. MCC Lot of Record §§ 36.2075(E), 33.2075(E), 33.2275(E), 35.2075(E), 35.2275(E), 33.2475(E), 33.2675(E), 34.2675(E), 35.2675(E), 36.2675(E), 33.2870(E), 34.2870(E), 35.2870(E), 36.2870(E), 33.3170(E), 34.3170(E), 35.3170(E), 36.3170(E), 33.3370(E), 34.3370(E), 35.3370(E), 36.3370(E), 36.3470(E), 36.3570(E) are deleted as follows:

(E) Issuance of building permit as verification of a Lot of Record.

~~(1) The issuance of a building permit described in this subsection for new development on a lot or parcel is considered verification of compliance with applicable zoning and land division regulations for the creation of a lawful lot or parcel. The lot or parcel described in the building permit is considered a Lot of Record if the building permit was issued prior to July 1, 1986 (date of intergovernmental agreement contracting for building permit services with other jurisdictions) and complies with all of the following:~~

~~(a) There is a copy of the building permit in the Multnomah County or City of Portland permit records and the building permit indicates that the proposed development complied with zoning and land division requirements; and~~

~~(b) The building permit was for a new principle use, such as a new dwelling, commercial, industrial, community service, or conditional use; and~~

~~(c) There is a clear property description on the permit for the property for which the building or placement permit was issued. The description may be confirmed by tax lot references, tax lot maps, site plans, or deeds recorded at the time.~~

~~(2) A request for verification that a lot or parcel is a Lot of Record under the provisions of this section (E) may be submitted to the Planning Director. A decision by the Planning Director is a ministerial action based upon the evidence described in this section. An appeal of the director's decision for verification of a Lot of Record shall be submitted under the provisions of MCC 37.0740.~~

Section 6. MCC §§ 33.7785, 34.7785, 35.7785 and 36.7785, Creation of Lots and Parcels That Were Unlawfully Divided, are amended as follows:

~~ORS 92.177 authorizes the County to approve an application to create new legal lots or parcels notwithstanding that less than all of the owners of the existing legal lot or parcel have applied for the approval. This Code section provides the mechanism to review and, based upon findings of compliance with specific approval criteria, to approve certain unlawfully divided lots or parcels. The review mechanism to correct an unlawfully divided unit of land differs according to the date the unlawful lot or parcel was divided as provided in (A) and (B) below, or under (C) if a land use permit was issued for a primary use. For the purposes of this section, an "unlawfully divided" lot or parcel means a lot or parcel that, when divided, did not satisfy all applicable zoning and land division laws.~~

~~(A) An application to create a legal lot or parcel from an unlawfully divided unit of land that was unlawfully divided before January 27, 1994 (eff. date of Mult. Co. Ord. 781) shall be a Category 4 Land Division and be reviewed as a Type II permit process. In addition to the applicable Category 4 Land Division requirements, the application shall satisfy the following approval criteria:~~

~~(1) The lot or parcel either:~~

~~(a) Conforms to current dimensional, access and area standards,~~

(b) Conforms to the dimensional, access and density standards in effect when the lot or parcel was unlawfully divided, or

(c) The lot or parcel has a property line that is contiguous to a road, street or zone boundary that intersected the property and the applicable zoning district on the date the lot or parcel was unlawfully divided allowed a land division when a County-maintained road, street or zoning district boundary intersects a parcel of land. The zoning districts and effective dates that apply to this provision are as follows:

1. The Rural Center (RC), Rural Residential (RR), and Multiple Use Agriculture-20 (MUA-20) zoning districts on or after October 6, 1977 (eff. date of Mult. Co. Ord. 148) and before January 27, 1994;

2. The Multiple Use Forest-20 (MUF-20) zoning district on or after October 6, 1977 (eff. date of Mult. Co. Ord. 148) and before August 14, 1980 (eff. date of Mult. Co. Ord. 236); and

3. The Multiple Use Forest-19 (MUF-19) and Multiple Use Forest-38 (MUF-38) zoning districts on or after August 14, 1980 (eff. date of Mult. Co. Ord. 236) and before January 7, 1993 (eff. date of Mult. Co. Ord. 743).

~~(2) No subsequent division of the lot or parcel or a property line adjustment has occurred.~~

~~(3) The owner or applicant demonstrates that the resulting lot or parcel can physically accommodate a use allowed in the zone, including necessary facilities and utilities, in compliance with all applicable siting standards of this zoning code chapter.~~

~~(4) Practical physical access to the site currently exists from a public road or can be provided through an irrevocable easement or equivalent means. Practical physical access at a minimum must meet the standards of MCC 29.012 and allow emergency vehicle access to the building site.~~

~~(5) The application shall include a tentative plan consisting of maps, written information and supplementary material adequate to provide the information required for a Category 4 land division and, if found to comply with the applicable approval criteria, a partition plat or subdivision plat shall be submitted in accordance with the requirements of ORS Chapter 92.~~

(B) An application to create legal lots or parcels from an unlawfully divided unit of land that were unlawfully divided on or after January 27, 1994 (effective date of Mult. Co. Ord. 781) to January 1, 2007, shall be subject to current review procedures for a land division. The application shall satisfy the following approval criteria:

(1) The lot or parcel conforms to current zoning requirements, or

(2) An unlawfully divided lot or parcel may be approved notwithstanding the required dimensional, access, and area requirements, subject to the following:

(a) The lot or parcel has a property line that is contiguous to a road, street or zone boundary that intersected the property; and

(b) The applicable zoning district on the date the lot or parcel was unlawfully divided allowed a land division when a County-maintained road, street or zoning district boundary intersects a parcel of land. The zoning districts and effective dates that apply to this provision are the Rural Center (RC), Rural Residential (RR), and Multiple Use Agriculture-20 (MUA-20)

zoning districts on or after January 27, 1994 (eff. date of Mult. Co. Ord. 781) and before October 4, 2000 (eff. date of "Rural Residential" amendments to OAR 660-004-0040).

(C) If an application for a legal lot or parcel is approved under this subsection, the date of creation of the lots and parcels shall be the date the Partition or Subdivision Plat is recorded. A lot legalization application to create a lot or parcel may be made through a Type I application process when the County issued a land use permit prior to January 1, 2007 for a dwelling or other building on an unlawfully established unit of land, provided the following criteria are met:

(1) The land use permit was issued after the sale of the unlawfully established unit of land to a new property owner; and

(2) There is a clear property description on the permit for the unlawfully established unit of land for which the building or placement permit was issued. The description may be confirmed by tax lot references, tax lot maps, site plans, or deeds recorded at the time; and

(3) The land use permit was for a building for a new principle use, such as a new dwelling, commercial, industrial, community service, or conditional use; and

(4) There is a copy of the land use permit in the records of Multnomah County or its authorized agents and the land use permit indicates that the proposed development on the unlawfully established unit of land complied with zoning and land division requirements; and

(5) If the approved land use permit was for a dwelling, the building currently qualifies as a habitable dwelling as defined in this chapter; and

(6) The building was constructed under a valid building permit and the building remains on the unlawfully established unit of land described in (2) above.

(a) A County building permit was issued at the time and does not include plumbing, mechanical, electrical or other type of trade permit. An exempt farm structure approval is not a building permit.

(D) Within 90 days of a final decision being approved under (A), (B) or (C) of this section, the property owner(s) shall record a partition plat or subdivision plat, as appropriate, in accordance with the requirements of ORS Chapter 92.

(E) If an application to legalize a unit of land is approved under (A), (B) or (C) of this section, the date of creation of the legalized parcel or lot shall be the date the partition or subdivision plat is recorded.

(F) Development of a parcel or lot approved pursuant to this section shall be subject to the laws in effect at the time of the development application pursuant to ORS 215.427(3)(a). No retroactive use of land use laws is authorized by this code provision once the parcel or lot is lawfully created.

(G) From January 5, 1966 to December 31, 2000, the County's zoning ordinance specified that in cases where a building permit is required under the Multnomah County Building Code, such building permit shall be deemed to be a land use permit. When reviewing a lot legalization application under (C) above, building permits during this time period shall constitute a land use permit.

(H) The following do not qualify to legalize a lot or parcel under this code section:

(1) An area of land described as a tax lot solely for assessment and taxation purposes;

(2) An area of land created by the foreclosure of a security interest;

(3) A mortgage lot.

(4) An area of land created by court decree.

Section 7. MCC § 11.15.0010 is amended as follows:

§ 11.15.0010 Definitions.

As used in this Chapter, unless the context requires otherwise, the following words and their derivations shall have the meanings provided below.

* * *

Habitable Dwelling – An existing dwelling that:

(a) Has intact exterior walls and roof structure;

(b) Has indoor plumbing consisting of a kitchen sink, toilet and bathing facilities connected to a sanitary waste disposal system;

(c) Has interior wiring for interior lights;

(d) Has a heating system; and

(e) Was lawfully established.

* * *

Lot - A plot, parcel or area-unit of land owned by or under the lawful control and in the lawful possession of one distinct ownership.

* * *

Lot of Record – Subject to additional provisions within each Zoning District, a Lot of Record is a parcel, lot, unit of land or a group thereof that, when created or reconfigured, (a) satisfied all applicable zoning laws and (b) satisfied all applicable land division laws, or (c) complies with the criteria for the creation of new lots or parcels described in MCC 11.45.117. Those laws shall include all required zoning and land division review procedures, decisions, and conditions of approval.

(a) “Satisfied all applicable zoning laws” shall mean: the parcel, lot, or group thereof was created and, if applicable, reconfigured in full compliance with all zoning minimum lot size, dimensional standards, and access requirements.

(b) “Satisfied all applicable land division laws” shall mean the parcel or lot was created:

1. By a subdivision plat under the applicable subdivision requirements in effect at the time; or

2. By a deed, or a sales contract dated and signed by the parties to the transaction, that was recorded with the Recording Section of the public office responsible for public records prior to October 19, 1978; or

3. By a deed, or a sales contract dated and signed by the parties to the transaction, that was in recordable form prior to October 19, 1978; or

4. By partitioning land under the applicable land partitioning requirements in effect on or after October 19, 1978; and

5. "Satisfied all applicable land division laws" shall also mean that any subsequent boundary reconfiguration completed on or after December 28, 1993 was approved under the property line adjustment provisions of the land division code. (See Date of Creation and Existence for the effect of property line adjustments on qualifying a Lot of Record for the siting of a dwelling in the EFU and CFU districts.)

* * *

Section 8. MCC Chapter 11.45 is amended to add a new section as follows:

§ 11.45.117 Creation Of Lots And Parcels That Were Unlawfully Divided.

This Code section provides the mechanism to review and, based upon findings of compliance with specific approval criteria, to approve certain unlawfully divided lots or parcels. The review mechanism to correct an unlawfully divided unit of land differs according to the date the unlawful lot or parcel was divided as provided in (A) and (B) below, or under (C) if a land use permit was issued for a primary use. For the purposes of this section, an "unlawfully divided" lot or parcel means a lot or parcel that, when divided, did not satisfy all applicable zoning and land division laws.

(A) An application to create a legal lot or parcel from an unlawfully divided unit of land divided before January 27, 1994 (eff. date of Mult. Co. Ord. 781) shall be a Category 4 Land Division and be reviewed as a Type II process. In addition to the applicable Category 4 Land Division requirements, the application shall satisfy the following approval criteria:

(1) The lot or parcel either:

(a) Conforms to current dimensional, access and area standards,

(b) Conforms to the dimensional, access and density standards in effect when the lot or parcel was unlawfully divided, or

(c) The lot or parcel has a property line that is contiguous to a road, street or zone boundary that intersected the property and the applicable zoning district on the date the lot or parcel was unlawfully divided allowed a land division when a County-maintained road, street or zoning district boundary intersects a parcel of land. The zoning districts and effective dates that apply to this provision are as follows:

1. The Rural Center (RC), Rural Residential (RR), and Multiple Use Agriculture-20 (MUA-20) zoning districts on or after October 6, 1977 (eff. date of Mult. Co. Ord. 148) and before January 27, 1994;

2. The Multiple Use Forest-20 (MUF-20) zoning district on or after October 6, 1977 (eff. date of Mult. Co. Ord. 148) and before August 14, 1980 (eff. date of Mult. Co. Ord. 236); and

3. The Multiple Use Forest-19 (MUF-19) and Multiple Use Forest-38 (MUF-38) zoning districts on or after August 14, 1980 (eff. date of Mult. Co. Ord. 236) and before January 7, 1993 (eff. date of Mult. Co. Ord. 743).

(2) The owner or applicant demonstrates that the resulting lot or parcel can physically accommodate a use allowed in the zone, including necessary facilities and utilities, in

compliance with all applicable siting standards of this zoning code chapter.

(3) Practical physical access to the site currently exists from a public road or can be provided through an irrevocable easement or equivalent means. Practical physical access at a minimum must meet the standards of MCC 29.012 and allow emergency vehicle access to the building site.

(4) The application shall include a tentative plan consisting of maps, written information and supplementary material adequate to provide the information required for a Category 4 land division.

(B) An application to create a legal lots or parcels from an unlawfully divided unit of land divided on or after January 27, 1994 (effective date of Mult. Co. Ord. 781) to January 1, 2007 shall be subject to current review procedures for a land division. The application shall satisfy the following approval criteria:

(1) The lot or parcel conforms to current zoning requirements, or

(2) An unlawfully divided lot or parcel may be approved notwithstanding the required dimensional, access, and area requirements, subject to the following:

(a) The lot or parcel has a property line that is contiguous to a road, street or zone boundary that intersected the property; and

(b) The applicable zoning district on the date the lot or parcel was unlawfully divided allowed a land division when a County-maintained road, street or zoning district boundary intersects a parcel of land. The zoning districts and effective dates that apply to this provision are the Rural Center (RC), Rural Residential (RR), and Multiple Use Agriculture-20 (MUA-20) zoning districts on or after January 27, 1994 (eff. date of Mult. Co. Ord. 781) and before October 4, 2000 (eff. date of "Rural Residential" amendments to OAR 660-004-0040).

(C) A Lot Legalization application to create a lot or parcel may be made through a Type I application process when the County issued a land use permit prior to January 1, 2007 for a dwelling or other building on an unlawfully established unit of land, provided the following criteria are met:

(1) The land use permit was issued after the sale of the unlawfully established unit of land to a new property owner; and

(2) There is a clear property description on the permit for the unlawfully established unit of land for which the building or placement permit was issued. The description may be confirmed by tax lot references, tax lot maps, site plans, or deeds recorded at the time; and

(3) The land use permit was for a building associated with a new principle use, such as a new dwelling, commercial, industrial, community service, or conditional use; and

(4) There is a copy of the land use permit in the records of Multnomah County or its authorized agent's and the land use permit indicates that the proposed development on the unlawfully established unit of land complied with zoning and land division requirements; and

(5) If the approved land use permit was for a dwelling, the building currently qualifies as a habitable dwelling as defined in MCC Chapter 11.15; and

(6) The building was constructed under a valid building permit and the building remains on the unlawfully established unit of land described in (2) above.

(a) A County building permit was issued at the time and does not include plumbing, mechanical, electrical or other type of trade permit. An Exempt Farm Structure

approval is not a building permit.

(D) Within 90 days of a final decision being approved under (A), (B) or (C) of this section, the property owner(s) shall record a partition plat or subdivision plat, as appropriate, in accordance with the requirements of ORS Chapter 92.

(E) If an application to legalize a unit of land is approved under (A), (B) or (C) of this section, the date of creation of the legalized parcel or lot shall be the date the partition or subdivision plat is recorded.

(F) Development of a parcel or lot approved pursuant to this section shall be subject to the laws in effect at the time of the development application pursuant to ORS 215.427(3)(a). No retroactive use of land use laws is authorized by this code provision once the parcel or lot is lawfully created.

(G) From January 5, 1966 to December 31, 2000, the County's zoning ordinance specified that in cases where a building permit is required under the Multnomah County Building Code, such building permit shall be deemed to be a land use permit. When reviewing a Lot Legalization application under (C) above, building permits during this time period shall constitute a land use permit.

(H) The following do not qualify to legalize a lot or parcel under this code section:

- (1) An area of land described as a tax lot solely for assessment and taxation purposes;
- (2) An area of land created by the foreclosure of a security interest;
- (3) A Mortgage Lot.
- (4) An area of land created by court decree.

Section 9. MCC §§ 33.7705, 34.7705, 35.7705, 36.7705 and 11.45.010, Definitions, are amended as follows:

* * *

(D) *Partition land* means to divide an area or tract of land into ~~two or not more than~~ three parcels within a calendar year when such area or tract of land exists as a unit or contiguous units of land under single ownership at the beginning of such year. Partition land does not include:

* * *

Utility Easement means an easement for the purpose of installing or maintaining public or private utility infrastructure for the provision of water, power, heat or telecommunications to the public.

Section 10. MCC §§ 33.7935, 34.7935, 35.7935, 36.7935, 38.7935 and 11.45.550, Easements, are amended as follows:

Easements shall be provided and designed according to the following:

(A) ~~Easements for utilities and storm or sanitary sewers may be required where appropriate to serve abutting lots or parcels. Such easements shall be not less than 10 feet in width, centered on side or rear property lines or five feet in width along front property lines. Along the front property line abutting a Street, a five foot utility easement shall be required. The placement of the utility easement may be modified as requested by a public or private utility provider. Utility infrastructure may not be placed within one foot of a survey monument location noted on a subdivision or partition plat.~~

* * *

PART III - Amending MCC Chapter 37 Relating To Land Use Permit Processing Timelines

Section 11. MCC § 37.0600 is amended as follows:

37.0600 Completeness Review And 150-Day Rule.

* * *

(B) Upon receipt of a letter indicating the application is incomplete, the applicant has 180 days from the original application submittal date within which to submit the missing information or the application shall be ~~rejected-void~~ and all materials returned to the applicant. If the applicant submits the requested information within the 180 day period, the Planning Director shall again verify whether the application, as augmented, is complete. Each such review and verification shall follow the procedure in subsection (A) of this section.

* * *

(D) Once the Planning Director determines the application is complete, or the applicant refuses to submit any more information, the County shall declare the application complete and take final action on the application within 150 days of that date unless the applicant waives or extends the 150-day period. The 150-day period, however, does not apply in the following situations:

(1) Any hearing continuance or other process delay requested by the applicant shall be deemed an extension or waiver, as appropriate, of the 150-day period.

(2) The 150-day period shall be replaced with a 120-day period on all lands within an Urban Growth Boundary or applications involving mineral extraction.

(3) The 150-day period does not apply to any application for an amendment to the County's comprehensive plan or land use regulations nor to any application for a permit, the approval of which depends upon a plan amendment.

(4) The 150 day period may be extended for a specified period of time at the written request of the applicant. The total of all extensions may not exceed 215 days.

(5) The 120-day period on all lands within an Urban Growth Boundary or for applications involving mineral extraction may be extended for a specified period of time at the written request of the applicant. The total of all extensions may not exceed 215 days.

(E) The approval criteria and standards which control the County's review and decision on a complete application are those which were in effect on the date the application was first submitted.

**PART IV - Amending MCC Chapters 33-36 To Include Biofuel Facilities and Allow Creation Of
Lots Below Minimum Lot Size For Public Parks Or Conservation**

Section 12. MCC §§ 33.2610, 34.2610, 35.2610 and 36.2610, Definitions, are amended as follows:

* * *

Area: As used in ORS 215.203 for the production of biofuel, "area" is limited to Clark and Skamania counties in Washington State, Multnomah, Columbia, Washington, Clackamas, Yamhill, Hood River and Marion counties in Oregon.

* * *

Section 13. MCC §§33.2625, 34.2625, 35.2625 and 36.2625, Review Uses, are amended as follows:

33.2625 Review Uses

* * *

(N) A facility for the processing of farm crops, or the production of biofuel as defined in ORS 215, that is located on a farm operation that provides at least one-quarter of the farm crops processed at the facility. The building established for the processing facility shall not exceed 10,000 square feet of floor area exclusive of the floor area designated for preparation, storage or other farm use or devote more than 10,000 square feet to the processing activities within another building supporting farm uses. A processing facility shall comply with the requirements of MCC 33.4100 through MCC 33.4215 (off-street parking), MCC 33.2660(C), (D) & (E) (yards), and MCC 33.7450 (signs).

* * *

34.2625 Review Uses

* * *

(N) A facility for the processing of farm crops, or the production of biofuel as defined in ORS 215, that is located on a farm operation that provides at least one-quarter of the farm crops processed at the facility. The building established for the processing facility shall not exceed 10,000 square feet of floor area exclusive of the floor area designated for preparation, storage or other farm use or devote more than 10,000 square feet to the processing activities within another building supporting farm uses. A processing facility shall comply with the requirements of MCC 34.4100 through MCC 34.4215 (off-street parking), MCC 34.2660(C), (D) & (E) (yards), and MCC 34.7450 (signs).

* * *

35.2625 Review Uses

* * *

(N) A facility for the processing of farm crops, or the production of biofuel as defined in ORS 215, that is located on a farm operation that provides at least one-quarter of the farm crops processed at the

facility. The building established for the processing facility shall not exceed 10,000 square feet of floor area exclusive of the floor area designated for preparation, storage or other farm use or devote more than 10,000 square feet to the processing activities within another building supporting farm uses. A processing facility shall comply with the requirements of MCC 35.4100 through MCC 35.4215 (off-street parking), MCC 35.2660(C), (D) & (E) (yards), and MCC 35.7450 (signs).

* * *

36.2625 Review Uses.

* * *

(N) A facility for the processing of farm crops, or the production of biofuel as defined in ORS 215, that is located on a farm operation that provides at least one-quarter of the farm crops processed at the facility. The building established for the processing facility shall not exceed 10,000 square feet of floor area exclusive of the floor area designated for preparation, storage or other farm use or devote more than 10,000 square feet to the processing activities within another building supporting farm uses. A processing facility shall comply with all applicable siting standards but the standards shall not be applied in a manner that prohibits the siting of the processing facility. The siting standards are the requirements of MCC 36.4100 through MCC 36.4215 (off-street parking), MCC 36.2660(C), (D) & (E) (yards), and MCC 36.7450 (signs).

* * *

Section 14. MCC §§ 33.2065, 33.2265, 33.2465, 35.2265 and 36.2065, Lots of Exception, are amended as follows:

* * *

(D) Land Divisions for Park and Open Space.

(1) The governing body of a county or its designee may approve a proposed division of land in a forest zone or a mixed farm and forest zone to create two parcels if the proposed division of land is for the purpose of allowing a provider of public parks or open space, or a non-for-profit land conservation organization, to purchase one of the resulting parcels as provided in this section.

(2) A parcel created by the land division that is not sold to a provider of public parks or open space or to a not-for-profit land conservation organization must comply with the following:

(a) If the parcel contains a dwelling or another use allowed under ORS chapter 215, the parcel must be large enough to support continued residential use of other allowed use of the parcel;
or

(b) If the parcel does not contain a dwelling, the parcel is eligible for siting a dwelling as may be authorized under ORS 195.120 or as may be authorized under ORS 215.705 to 215.750, based on the size and configuration of the parcel.

(3) Before approving a proposed division of land under this section, the governing body of a county or its designee shall require as a condition of approval that the provider of public parks or open space, or the not-for-profit land conservation organization, present for recording in the deed records for the county in which the parcel retained by the provider or organization is located an irrevocable deed restriction prohibiting the provider or organization and their successors in interest from:

(a) Establishing a dwelling on the parcel or developing the parcel for any use not authorized in a forest zone or mixed farm and forest zone except park or conservation uses; and

(b) Pursuing a cause of action or claim of relief alleging an injury from farming or forest practices for which a claim or action is not allowed under ORS 30.936 or 30.937.

(4) If a proposed division of land under this section results in the disqualification of a parcel for a special assessment described in ORS 308A.718 or the withdrawal of a parcel from designation as riparian habitat under ORS 308A.365, the owner must pay additional taxes as provided under ORS 308A.371 or 308A.700 to 308A.733 before the county may approve the division.

(DE) A landowner allowed a land division under this section shall sign a statement that shall be recorded with the Multnomah County Recorder, declaring that the landowner and the landowner's successors in interest will not in the future complain about accepted farming or forest practices on nearby lands devoted to farm or forest use.

FIRST READING:

May 22, 2008

SECOND READING AND ADOPTION:

May 29, 2008

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Sandra N. Duffy, Assistant County Attorney

SUBMITTED BY:

M. Cecilia Johnson, Director, Department of Community Services



MULTNOMAH COUNTY
AGENDA PLACEMENT REQUEST (short form)

Board Clerk Use Only	
Meeting Date:	<u>05/22/08</u>
Agenda Item #:	<u>R-12</u>
Est. Start Time:	<u>11:00 AM</u>
Date Submitted:	<u>05/12/08</u>

Agenda Title:	2008 Meaningful Care Conference Recap and Committee Members Award of Appreciation
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Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Requested Meeting Date:	<u>May22, 2008</u>	Amount of Time Needed:	<u>10 minutes</u>
Department:	<u>Non-Departmental</u>	Division:	<u>Rojo de Steffey</u>
Contact(s):	<u>Matthew Lashua</u>		
Phone:	<u>503 988-6796</u>	Ext.	<u>86796</u>
		I/O Address:	<u>503/600</u>
Presenter(s):	<u>Commissioner Maria Rojo de Steffey</u>		

General Information

1. What action are you requesting from the Board?

Recap of the Meaningful Care Conference.

Commissioner Rojo de Steffey would also like the Board of County Commissioners to acknowledge and appreciate the various members of the community who dedicated themselves to being on the Meaningful Care Conference Committee, 2008.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

National LGBT Health Awareness Week is a nationwide effort whose purpose is to promote lesbian, gay, bisexual, and transgender health. Events kicked off during the second week in April all around the country.

The *Meaningful Care Conference* is a local response to this national effort and was produced by a host of organizations, non-profits and Multnomah County. The conference was aimed at education on best practices for health care professionals and their students.

LGBT communities are challenged by an array of health disparities:

- LGBT youth are much more likely to be victimized in school and to attempt suicide than heterosexual youth.
- LGBT people are often reluctant to seek care or to "come out" to health providers, leading to under-screening and intervention likely to result in poor health.
- Gay men and lesbian women are at increased risk for certain cancers due to a higher prevalence of smoking and inadequate risk assessment and screening by providers.
- HIV/AIDS continues to devastate LGBT populations.

In addition to disparities in health and health risk behaviors, LGBT people face documented structural, financial, and cultural barriers to accessing health care services. Also, multiple studies have documented provider bias regarding LGBT people or patients, and many providers are uncomfortable or feel inadequately trained in discussing patients' sexual histories. Given these barriers, it is not surprising that disparities exist for LGBT people in receipt of preventive health care services and health care utilization.

Meaningful Care Conference 2008 was a collaboration of the following organizations who share a vision of culturally competent health care for LGBT consumers: Kaiser Permanente, Breathe Free: Oregon LGBTQ Coalition Against Tobacco, Cascadia, SMYRC, Samaritan Counseling Centers, Cascade AIDS Project, Multnomah County Health Department, The Unity Project, the OHSU Partnership Project, Quest Center for Integrative Health, Our House of Portland, Outside In, NARA, Pride Foundation, Equity Foundation, the NW Health Foundation, SHARE, West Coast Bank, Marriott Portland City Center, the Gilead Foundation and Multnomah County Commissioner Maria Rojo de Steffey.

3. Explain the fiscal impact (current year and ongoing).
4. Explain any legal and/or policy issues involved.
5. Explain any citizen and/or other government participation that has or will take place.

Required Signature

**Elected Official or
Department/
Agency Director:**



Date: 05/12/08



2008 Conference Fast Facts

270 People Attended Conference

27 People registered on site

96 Received Continuing education units from Nat'l Assn of Social Workers

26 Received Continuing Medical Education units

19 Received scholarships for the conference

Revenue

\$11,233	The conference fees
\$5,870	Foundation support: Pride Foundation, Equity Foundation, West Coast Bank, Northwest Health Foundation, OHSU, Gilead, and Marriott (in kind donation)
\$2,500	Seed funding from 2007 conference
\$19,603	Total recorded revenue (not including another \$2800 still to be posted)

Costs

\$ 17,168	CEU application fee, room rental, food, presenter costs
\$ 571	Printing and materials (conference programs and folders)
\$ 123	Supplies
\$17,862 *	Total Costs on record
\$ 12,500	Staffing donated by collaborating agencies
\$30,362	Total cost of conference (with in kind staff donations)

*Revenue exceeds on record costs by \$1741 (not including the \$2800 still to be posted to the conference account)

Collaborating Organizations: Multnomah County Commissioner Maria Rojo de Steffey, Pride Foundation, Equity Foundation, Northwest Health Foundation, Marriott Portland City Center, Gilead, Quest Center for Integrative Health, Multnomah County Health Department HIV & Hep C Community Programs, Samaritan Counseling, SHARE, NARA, Our House of Portland, Brother-to-Brother, Breathe Free and SMYRC of Cascadia, Kaiser Permanente, Outside In, OHSU Partnership Project, Cascade AIDS Project

**2008 LGBTQ Meaningful Care Conference Evaluation
SUMMARY**

All conference participants (~270pp) were asked to complete a general evaluation as well as individual session evaluations. All persons receiving CEU or CME were required to submit a conference evaluation upon receipt of certificate. This summary reflects feedback from 125 people.

Reasons for attend this years conference:

# (%)	Reason for attending responses
118 (94%)	Professional Learning
78 (62%)	Personal Learning
14 (11%)	Visit Booths
53 (42%)	Content of Presentations
6 (5%)	Seeking Employment
5 (4%)	Host a Booth
63 (50%)	Networking
5 (4%)	Other: presenter, panelist.

Note: % and numbers do not equal 125 (100%) as participants were asked to mark all that apply.

Overall conference satisfaction:

# (%)	Satisfaction
76 (61%)	very satisfied
42 (34%)	satisfied
3 (2%)	neutral
0	dissatisfied
0	Very dissatisfied
4 (3%)	No answer

How will this conference change your clinical practice?

More resources	9
Increased knowledge/information	13
Increase awareness/understanding/sensitivity	21
Harm-reduction	4
Create LGBTQ friendly agency/office/programs	5
New tools/skills	7

Other comments: different ways; reinforced clinical direction; small, new helpful info to incorporate; my approach and view towards LGBTQ; more attentive to medical needs of trans; more advocacy; increased competency; Good tips for conversation; Integrate learning into program policy & procedure; more confidence; better LGBTQ youth service provision; Give recommendations to clinic colleagues; Expect more from my agency and myself; consider volunteer options; change my acceptance of LGBT; Continuing ed is always good-never know too much; change intake forms; broader outlook; better practice; alter intervening technique and reflection; ability to communicate with LGBTQ population.

Overall, were conference learning objectives met?

# (%)	Objectives met
111 (89%)	Yes
0	No
7 (6%)	Neutral
7 (6%)	No answer

How satisfied were you with the following?

	Very satisfied	Satisfied	Neutral	Dissatisfied	Very Dissatisfied	No answer
Keynote presentation ***	12 (10%)	23 (18%)	32 (26%)	6 (5%)	2 (2%)	50 (40%)
Professional development opportunities	37 (30%)	56 (45%)	22 (18%)	0	0	10 (8%)
Networking time	39 (31%)	60 (48%)	19 (15%)	1 (.8%)	0	6 (5%)
Best practice strategies to improve job performance	40 (32%)	64 (51%)	10 (8%)	1 (.8%)	0	10 (8%)
Quality of presenters	80 (64%)	40 (32%)	4 (3%)	0	0	1 (.8%)
Variety and quality of presentations	73 (58%)	41 (33%)	6 (5%)	3 (2%)	0	2 (2%)
Booths	29 (23%)	51 (41%)	33 (26%)	0	0	12 (10%)
Registration fees	67 (54%)	44 (35%)	10 (8%)	1 (.8%)	0	3 (2%)
www.lgbtqmeaningfulcare.org website	39 (31%)	40 (32%)	18 (14%)	3 (2%)	0	25 (20%)
Marketing/publicity for event	31 (25%)	42 (34%)	33 (26%)	6 (5%)	0	13 (10%)
Pre-registration	59 (47%)	47 (38%)	9 (7%)	3 (2%)	0	7 (6%)
On-site registration	34 (27%)	22 (18%)	27 (22%)	0	0	42 (34%)
Program and handouts	48 (38%)	53 (42%)	9 (7%)	5 (4%)	0	10 (8%)
Conference facility	86 (69%)	36 (29%)	1 (.8%)	1 (.8%)	0	1 (.8%)
Quality of Food	100 (80%)	22 (18%)	2 (2%)	0	0	1 (.8%)

***Key note speaker, Rebecca Fox, was unable to attend the conference due to airline cancellation. A modified key note presentation was conducted.

What session(s) was/were most beneficial to you? In what ways?

Session Name	N (%)
Harm Reduction	20 (16%)
Trans Health Care	16 (13%)
Trans Mental Health	14 (11%)
Substance Use	14 (11%)
LGBTQIPPA	10 (8%)
Health Disparities/POC	8 (6%)
Homeless Queer Youth	7 (6%)
Integrating Art	7 (6%)
All sessions	6 (5%)
Seniors	4 (3%)
Youth/Mental Hlth	4 (3%)
Adol Sexuality	4 (3%)
G/B Men	2 (2%)
Self-Mgmt	3 (2%)
Internalized Homophobia	1 (.8%)
Risk Data	1 (.8%)

Others: one person said "all sessions but one," 3 people wrote "networking," one said "hard to say," and 32 did not answer this question.

What should we do differently at the next LGBTQ Meaningful Care Conference?

Keynote: Better backup for or make sure you have a keynote speaker (2); Fly speaker on a private jet.

Timeframe: More sessions; Two days (3)

Facility and AV/Technical: Microphones in larger rooms; Room was very noisy couldn't hear parts; The noise in the rooms C123 and C124 made it difficult to hear the presentation; More seating arrangements in circles for dialogue.

Content: More on intimate partner violence (4); Break outs for student information; More on MH and youth (2); More mental health (3); How to help someone "come out"; More on addictions; More on dental health (2); Health Disparities and Other Cultures (2); More on Bisexuality and Bisexual health (3); Lesbian Health (6); Chinese medicine and other non-western/alternative health (2); More youth focus; More on senior/older adult LLBTG; Practical steps to remove GID from DSM; More on queer families.

General: Presentations too basic, gave too much background/history, not enough on how to provide better care to the LGBT community or how to move forward; Tighter, more professionally challenging material; More evidence-based practices and technical expertise (2); More variety; Narrower focus; More handouts (6); have handouts on CD; have bags for materials; have blank paper for note taking; focus on recruitment of people from outback Oregon; Larger and more signs (2); have a scholarship for youth to attend with the professionals they work with; More interactive dynamics; More networking opportunities; Recruit more attendees; hold event at medical sites; more sessions for MD w social service providers; have a PH booth; more self-disclosing/sharing; Nothing (2).

CEU/CME: Shorter line for CME

Food: Vegetarian/gluten free options; more water available.

How likely are you to attend next year's conference?

# (%)	Likeliness of attending
69 (55%)	Very likely
43 (34%)	Likely
10 (8%)	Neutral
1 (.08%)	Unlikely
0 (0 %)	Very unlikely
2 (2%)	No answer

Other comments: Centers for nursing, need more info regarding aging older adult the ERA folk; Cold rooms (2); Wanted contact info for speakers; Want participant list; Excellent education; It was nice to have so many resources from Portland in one place. Coming across the river (WA) it would have been nice to see some organizations from Clark Co. included in the resources; Long this the hours + 15 min good; Microphones for people making announcements at lunch; One of best training days in a long time; Sex abuse in lesbian relationships; Thank you; This was a wonderful conference and improvement from last yr.; Unisex bathrooms appreciated.