

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON  
ORDINANCE NO. 879

An Ordinance Amending Multnomah County Code Section 11.15.8240 to Limit Required Notification for Planning Commission and Hearings Officer Decisions to Persons Who Participated in the Hearings as Consistent with State Law, and Declaring an Emergency.

(Underlined sections are new replacements; [bracketed] sections are deleted.)

Multnomah County Ordains as follows:

Section I. Findings.

(A) The current ordinance requirement for notification of quasi-judicial Planning Commission and Hearings Officer decisions specifies that written decisions are to be mailed to the same persons who received notice of the hearing, and to persons who request notification. The persons entitled to notice of the decision are identified in MCC Section 11.15.8220(C), and include owners of all parcels within 250 or 500 feet of the subject parcel, whether they have expressed an interest in the land use decision or not.

(B) The corresponding Oregon Revised Statute provisions in ORS 215.416(10), only require notification of Hearings Officer and Planning Commission decisions to be provided to persons who participated orally or in writing in the proceeding.

(C) The result of the proposed ordinance amendment is that notification of decisions made through the public hearings process will be consistent with state law and allow a substantial reduction in the number of mailings required.

(D) On April 7, 1997 the Planning Commission held a public hearing and recommended approval of the proposed ordinance amendment. Hearings before the Board of County Commissioners followed on May 29, 1997. All interested persons were given an opportunity to appear and be heard at the hearing.

1 Section II. Amendment of the Action Proceedings ordinance section 11.15.8240

2 Decisions.

3 Multnomah County Code Chapter 11.15 is amended to read as follows:

4  
5 Action Proceedings

6 \* \* \*

7 **11.15.8240 Decisions**

8 \* \* \*

9 (C) The Planning Commission or Hearings Officer shall render a decision upon  
10 the close of the hearing or at the time to which the matter is continued. Within ten  
11 days after a decision is made, it shall be reduced to writing, signed by the  
12 Chairperson of the Planning Commission or by the Hearings Officer, and filed by the  
13 Planning Director with the Clerk of the Board. Notice of the decision shall be [and]  
14 mailed to parties to the proceedings under MCC .8225. [~~these persons entitled to~~  
15 ~~mailed notice under MCC .8220(C), and to such other persons who request the~~  
16 ~~same.]~~

17 \* \* \*

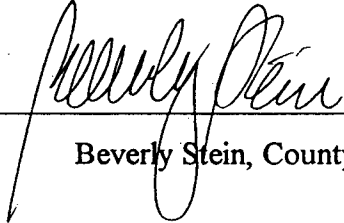
1 Section III. Adoption.

2 This ordinance, being necessary for the health, safety, and general welfare of the  
3 people of Multnomah County, an emergency is declared and the ordinance shall take effect  
4 upon its execution by the County Chair, pursuant to section 5.50 of the Charter of  
5 Multnomah County.

6  
7 ADOPTED THIS 29th day of May, 1997, being the date of its first reading before  
8 the Board of County Commissioners of Multnomah County.

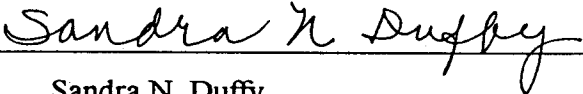


BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Beverly Stein, County Chair

16 REVIEWED:

17  
18 SANDRA N. DUFFY, ACTING COUNTY COUNSEL  
19 FOR MULTNOMAH COUNTY, OREGON

20  
21 By   
22 Sandra N. Duffy