

ANNOTATED MINUTES

Tuesday, October 8, 1991 - 9:00 AM
Multnomah County Courthouse, Room 602

PUBLIC HEARING

Vice-Chair Rick Bauman convened the meeting at 9:05 a.m., with Commissioners Sharron Kelley and Gary Hansen present, and Chair Gladys McCoy and Commissioner Pauline Anderson excused.

H-1 PUBLIC HEARING on Objections and Remonstrances to an Increase in the Annual Sewer User Service Fees Assessed by Dunthorpe Riverdale Service District No. 1 Pursuant to Ordinance No. 696.

DICK HOWARD AVAILABLE TO RESPOND TO QUESTIONS. HEARING HELD, NO ONE APPEARED TO TESTIFY. UPON CLOSE OF HEARING, JOHN DuBAY ADVISED NO OBJECTIONS OR REMONSTRANCES WERE PRESENTED.

There being no further business, the hearing was adjourned at 9:06 a.m.

OFFICE OF THE BOARD CLERK
for MULTNOMAH COUNTY, OREGON


Deborah L. Bogstad

Tuesday, October 8, 1991 - 9:00 AM
Multnomah County Courthouse, Room 602

PLANNING ITEM

Vice-Chair Rick Bauman convened the meeting at 9:06 a.m., with Commissioners Sharron Kelley and Gary Hansen present, and Chair Gladys McCoy and Commissioner Pauline Anderson excused.

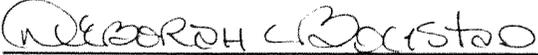
P-2 CU 14-91 HEARING, ON THE RECORD, TESTIMONY LIMITED TO 10 MINUTES PER SIDE in the Matter of Review of the September 3, 1991 Planning Commission Decision DENYING a Conditional Use Request for Development of Subject Property with a Non-Resource Related Single Family Residence, for Property Located at 17050 NW SKYLINE BOULEVARD

DAVE PRESCOTT PRESENTED STAFF REPORT. AT THE REQUEST OF FRANK WALKER, ATTORNEY FOR ROBERT WEBSTER, BOARD CONSENSUS ALLOWING NEW EVIDENCE IN THE FORM OF A SITE MAP. PROSPECTIVE PURCHASER KAREN WULF AND MR. WALKER TESTIMONY IN SUPPORT OF A REVERSAL OF THE PLANNING

**COMMISSION DECISION. MR. PRESCOTT AND MR. DuBAY
RESPONSE TO BOARD QUESTIONS. BOARD COMMENTS.
COMMISSIONER HANSEN MOVED AND COMMISSIONER
KELLEY SECONDED, TO REVERSE THE PLANNING
COMMISSION DECISION. BOARD COMMENTS. MOTION
FAILED, WITH COMMISSIONERS KELLEY AND HANSEN
VOTING AYE, AND COMMISSIONER BAUMAN VOTING NO.
DECISION REMANDED BACK TO PLANNING COMMISSION.
[ORDER 91-145 MEMORIALIZING THE RESULTS OF THE
PUBLIC HEARING WAS FILED WITH THE OFFICE OF THE
BOARD CLERK ON WEDNESDAY, OCTOBER 9, 1991.]**

There being no further business, the planning meeting was adjourned at 9:45 a.m.

OFFICE OF THE BOARD CLERK
for MULTNOMAH COUNTY, OREGON



Deborah L. Bogstad

*Tuesday, October 8, 1991 - 9:30 AM
Multnomah County Courthouse, Room 602*

BOARD BRIEFINGS

- B-3 *Citizen Involvement Committee Annual Report. Presented by Michael Schultz and
Citizen Involvement Committee Members.*

**MICHAEL SCHULTZ, ANGEL OLSEN AND PAT BOZANICH
DISCUSSED CITIZEN INVOLVEMENT COMMITTEE
RECOMMENDATIONS AND RESPONDED TO BOARD
QUESTIONS AND COMMENTS.**

- B-4 *Review of Exempt Payroll Plan Recommendations and Request for Policy Direction.
Presented by David Boyer.*

**DAVE BOYER PRESENTATION AND RESPONSE TO BOARD
QUESTIONS. BOARD DIRECTED MR. BOYER TO PREPARE
AND SUBMIT A PROPOSED ORDINANCE ESTABLISHING A
SEMI-MONTHLY PAYROLL SYSTEM FOR EXEMPT COUNTY
EMPLOYEES.**

- B-5 *Update on the Columbia Gorge Planning Process and Status of the Proposed
Management Plan. Presented by Sharon Timko and Kris Olsen Rogers.*

**KRIS OLSEN ROGERS AND SHARON TIMKO
PRESENTATION AND RESPONSE TO BOARD QUESTIONS.**

Tuesday, October 8, 1991 - 11:00 AM
Multnomah County Courthouse, Room 602

AGENDA REVIEW

B-6 *Review of Agenda for Regular Meeting of October 10, 1991.*

R-2 **DES SUBMITTED REQUEST TO REMOVE ITEM FROM
AGENDA PENDING FURTHER REVIEW.**

Thursday, October 10, 1991 - 9:30 AM
Multnomah County Courthouse, Room 602

REGULAR MEETING

Chair Gladys McCoy convened the meeting at 9:32 a.m., with Commissioners Sharron Kelley and Gary Hansen present, and Commissioner Pauline Anderson excused.

CONSENT CALENDAR

**UPON MOTION OF COMMISSIONER KELLEY, SECONDED
BY COMMISSIONER HANSEN, THE CONSENT CALENDAR
(ITEMS C-1 THROUGH C-10) WAS UNANIMOUSLY
APPROVED.**

NON-DEPARTMENTAL

C-1 *In the Matter of the Appointments of Marina Anttila, Shirley Arnold, Joseph Condon, Winifred Francis, Bobbi Gary, Muriel Goldman, Joy Hicks, Victor Leo, Don MacGillvary, Doug Montgomery, Carole Murdock, Luanna Shipp and Martha White to the MULTNOMAH COUNTY DEPARTMENT OF HUMAN SERVICES CITIZEN BUDGET ADVISORY COMMITTEE*

DEPARTMENT OF HUMAN SERVICES

C-2 *Ratification of an Intergovernmental Agreement Between Multnomah County and Clark College-Pride Program wherein Early Intervention Services will be Provided to Certain Multnomah County Developmental Disabilities Program Office Clients. Effective July 1, 1991 through June 30, 1992*

C-3 *Ratification of an Intergovernmental Agreement Between Multnomah County and Oregon Health Sciences University-Children's Psychiatric Day Treatment wherein Early Intervention Services will be Provided to Certain Multnomah County Developmental Disabilities Program Office Clients. Effective September 1, 1991 through June 30, 1992*

C-4 *Ratification of an Intergovernmental Agreement Between Multnomah County and Portland Public Schools District #1 wherein Early Intervention Services will be Provided to Certain Multnomah County Developmental Disabilities Program Office*

Clients. Effective September 1, 1991 through June 30, 1992

- C-5 Ratification of an Intergovernmental Agreement Between Multnomah County and Reynolds Schools District #7 wherein Early Intervention Services will be Provided to Certain Multnomah County Developmental Disabilities Program Office Clients. Effective September 1, 1991 through June 30, 1992*
- C-6 Ratification of Amendment No. 1 to the Intergovernmental Agreement Between Multnomah County and Mt. Hood Community College, Providing Certain Increased Work Activity Center Services and Funds to the Multnomah County Developmental Disabilities Program Office. Effective July 1, 1991 through June 30, 1992*
- C-7 Ratification of Amendment No. 1 to the Intergovernmental Agreement Between Multnomah County and Oregon Commission for the Blind, Providing Certain Increased Work Activity Center, Supported Employment Program and Employment Transportation Services and Funds to the Multnomah County Developmental Disabilities Program Office. Effective September 1, 1991 through June 30, 1992*
- C-8 Ratification of Amendment No. 1 to the Intergovernmental Agreement Between Multnomah County and Oregon Health Sciences University-CDRC, Providing Certain Increased Work Activity Center, Supported Employment Program and Service Element Early Intervention Funds to the Multnomah County Developmental Disabilities Program Office. Effective July 1, 1991 through June 30, 1992*
- C-9 Ratification of Amendment No. 1 to the Intergovernmental Agreement Between Multnomah County and the City of Portland-Parks and Recreation, Providing Certain Increased Work Activity Center Services and Funds to the Multnomah County Developmental Disabilities Program Office. Effective July 1, 1991 through June 30, 1992*
- C-10 Ratification of Amendment No. 1 to the Intergovernmental Agreement Between Multnomah County and Portland Employment Project-Portland Community College, Providing Certain Supported Employment Program Increases to the Multnomah County Developmental Disabilities Program Office. Effective August 1, 1991 through June 30, 1992*

Vice-Chair Rick Bauman arrived at 9:35 a.m.

REGULAR AGENDA

JUSTICE SERVICES

COMMUNITY CORRECTIONS

- R-1 Budget Modification DCC #7 Authorizing a \$1,940 Increase of Federal Office of Substance Abuse Prevention Grant Revenues to the ADAPT (Alcohol and Drug Abuse Prenatal Treatment Program) Budget within the Women's Transition Division*

**UPON MOTION OF COMMISSIONER HANSEN, SECONDED
BY COMMISSIONER KELLEY, R-1 WAS UNANIMOUSLY
APPROVED.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

R-2 *Budget Modification DES #1 Authorizing Transfer of \$4,088 from the Cable Contingency Account to Personal Services and Materials and Services within the Multnomah Cable Regulatory Commission Division*

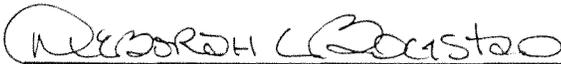
UPON MOTION OF COMMISSIONER HANSEN, SECONDED BY COMMISSIONER KELLEY, R-2 WAS UNANIMOUSLY REMOVED FROM AGENDA.

R-3 *Ratification of an Intergovernmental Agreement Between Multnomah County and the City of Gresham to Transfer Road Fund Monies to Gresham for Improvements to County Road Rights-of-Way Along the Springwater Trail Corridor*

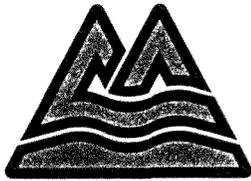
UPON MOTION OF COMMISSIONER KELLEY, SECONDED BY COMMISSIONER HANSEN, R-3 WAS UNANIMOUSLY APPROVED.

There being no further business, the meeting was adjourned at 9:36 a.m.

OFFICE OF THE BOARD CLERK
for MULTNOMAH COUNTY, OREGON



Deborah L. Bogstad



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 606, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GARY HANSEN • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
CLERK'S OFFICE • 248-3277

AGENDA

MEETINGS OF THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS

FOR THE WEEK OF

OCTOBER 7 - 11, 1991

- Tuesday, October 8, 1991 - 9:00 AM - Public HearingPage 2
- Tuesday, October 8, 1991 - 9:00 AM - Planning Item. . . .Page 2
- Tuesday, October 8, 1991 - 9:30 AM - Board Briefings. . . .Page 2
- Tuesday, October 8, 1991 - 11:00 AM - Agenda ReviewPage 3
- Thursday, October 10, 1991 - 9:30 AM - Regular Meeting. . .Page 3

Thursday Meetings of the Multnomah County Board of Commissioners are recorded and can be seen at the following times:

- Thursday, 10:00 PM, Channel 11 for East and West side subscribers
- Friday, 6:00 PM, Channel 27 for Paragon Cable (Multnomah East) subscribers
- Saturday 12:00 PM, Channel 21 for East Portland and East County subscribers

Tuesday, October 8, 1991 - 9:00 AM

Multnomah County Courthouse, Room 602

PUBLIC HEARING

- H-1 PUBLIC HEARING on Objections and Remonstrances to an Increase in the Annual Sewer User Service Fees Assessed by Dunthorpe Riverdale Service District No. 1 Pursuant to Ordinance No. 696.
-

Tuesday, October 8, 1991 - 9:00 AM

Multnomah County Courthouse, Room 602

PLANNING ITEM

- P-2 CU 14-91 HEARING, ON THE RECORD, TESTIMONY LIMITED TO 10 MINUTES PER SIDE in the Matter of Review of the September 3, 1991 Planning Commission Decision DENYING a Conditional Use Request for Development of Subject Property with a Non-Resource Related Single Family Residence, for Property Located at 17050 NW SKYLINE BOULEVARD
-

Tuesday, October 8, 1991 - 9:30 AM

Multnomah County Courthouse, Room 602

BOARD BRIEFINGS

- B-3 Citizen Involvement Committee Annual Report. Presented by Michael Schultz and Citizen Involvement Committee Members. (9:30 AM TIME CERTAIN)
- B-4 Review of Exempt Payroll Plan Recommendations and Request for Policy Direction. Presented by David Boyer. (10:00 AM TIME CERTAIN)
- B-5 Update on the Columbia Gorge Planning Process and Status of the Proposed Management Plan. Presented by Sharon Timko and Kris Olsen Rogers. (10:30 AM TIME CERTAIN)
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Tuesday, October 8, 1991 - 11:00 AM

Multnomah County Courthouse, Room 602

AGENDA REVIEW

- B-6 Review of Agenda for Regular Meeting of October 10, 1991.
-

Thursday, October 10, 1991 - 9:30 AM

Multnomah County Courthouse, Room 602

REGULAR MEETING

CONSENT CALENDAR

NON-DEPARTMENTAL

- C-1 In the Matter of the Appointments of Marina Anttila, Shirley Arnold, Joseph Condon, Winifred Francis, Bobbi Gary, Muriel Goldman, Joy Hicks, Victor Leo, Don MacGillvary, Doug Montgomery, Carole Murdock, Luanna Shipp and Martha White to the MULTNOMAH COUNTY DEPARTMENT OF HUMAN SERVICES CITIZEN BUDGET ADVISORY COMMITTEE

DEPARTMENT OF HUMAN SERVICES

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DEPARTMENT OF HUMAN SERVICES - continued

September 1, 1991 through June 30, 1992

- C-8 Ratification of Amendment No. 1 to the Intergovernmental Agreement Between Multnomah County and Oregon Health Sciences University-CDRC, Providing Certain Increased Work Activity Center, Supported Employment Program and Service Element Early Intervention Funds to the Multnomah County Developmental Disabilities Program Office. Effective July 1, 1991 through June 30, 1992
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- R-2 Budget Modification DES #1 Authorizing Transfer of \$4,088 from the Cable Contingency Account to Personal Services and Materials and Services within the Multnomah Cable Regulatory Commission Division
- R-3 Ratification of Intergovernmental Agreement Between Multnomah County and the City of Gresham to Transfer Road Fund Monies to Gresham for Improvements to County Road Rights-of-Way Along the Springwater Trail Corridor

0105C/5-8/dr



GLADYS McCOY, Multnomah County Chair

Room 134, County Courthouse
1021 S.W. Fourth Avenue
Portland, Oregon 97204
(503) 248-3308

M E M O R A N D U M

TO: Board of County Commissioners
Department Managers
Auditor
District Attorney
Sheriff
Clerk of the Board

FROM: Gladys McCoy *G.McCoy*
Multnomah County Chair

DATE: September 25, 1991

RE: Absence

I will not attend the board meeting on Tuesday, October 8. I have been invited by the National Governor's Association to participate in a conference on Youth Gangs and Violent Juvenile Crime which will be held in Reno, Nevada.

1991 SEP 25 PM 3:04
MULTNOMAH COUNTY
OREGON
BOARD OF
COUNTY COMMISSIONERS

Meeting Date: October 8, 1991

Agenda No.: H-1

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: Dunthorpe Riverdale Service District No. 1

AGENDA REVIEW/
BOARD BRIEFING _____ (date) REGULAR MEETING October 8, 1991 _____ (date)

DEPARTMENT Non-Departmental DIVISION Chair Gladys McCoy

CONTACT John Dorst TELEPHONE 248-3599

PERSON(S) MAKING PRESENTATION DES Staff

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 5-15 Minutes

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: _____

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

Public Hearing as Published on Objections and Remonstrances to an Increase in the Annual Sewer User Service Fees Assessed by Dunthorpe Riverdale Service District No. 1 Pursuant to Ordinance No. 696.

NOTE: One letter protesting proposed increase is enclosed.

(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL _____

Or

DEPARTMENT MANAGER [Signature]

(All accompanying documents must have required signatures)

CLERK OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
1991 OCT - 3 PM 12:10

BCC

26 September 1991

In regard to the notice of Public Hearing scheduled for Room 602 in the Courthouse on Tuesday, October 8, 1991 re "sticking" District # 1 of The Dunthorpe - Riverdale Service District for additional charges for the sewer users - I strongly oppose any additional charges. NEW homes should have to pay the charges. Your perception of us as a wealthy neighborhood who can pick up any charges you cannot

-2-

"otick" midcounty with is
totally nonsense. Most of
us are retired - living on
fixed incomes.

NO, NO, NO on Ordinance
696. Forty-two dollars (^{\$}42⁰⁰)
more a year in taxes is
utterly ridiculous.

Sincerely,

Elizabeth S. Falkenhagen
10285 S.W. Riverside
Drive

Portland, Oregon 97219

Robert S. Falkenhagen
10285 S.W. RIVERSIDE DRIVE
PORTLAND, OREGON 97219

BOARD OF
COUNTY COMMISSIONERS

1991 OCT - 1 AM 11:17

MULTNOMAH COUNTY
OREGON

10/2/91
Dick Howard
TO CALL THEM
636-4982

BCC

26 September 1991

In regard to the notice of Public Hearing scheduled for Room 602 in the Courthouse on Tuesday, October 8, 1991 re "sticking" District #1 of the Dunthorpe - Riverdale Service District for additional charges for the sewer users - I strongly oppose any additional charges. NEW homes should have to pay the charges. Your perception of us as a wealthy neighborhood who can pick up any charges you cannot

-2-

"stick" midcounty with is totally nonsense. Most of us are retired - living on fixed incomes.

NO, NO, NO on Ordinance 696. Forty-two dollars ^(42⁰⁰) more a year in taxes is utterly ridiculous.

Sincerely,

Elizabeth S. Falkenhagen
10285 S.W. Riverside
Drive

Portland, Oregon 97219

Robert S. Falkenhagen
10285 S.W. RIVERSIDE DRIVE

PORTLAND, OREGON 97219

BOARD OF
COUNTY COMMISSIONERS

1991 OCT - 1 AM 11: 17

MULTNOMAH COUNTY
OREGON



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 606, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GARY HANSEN • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
CLERK'S OFFICE • 248-3277

FAX COVER SHEET

TO: Paul Kelly
The Oregonian

FROM: Cerie Peterson
Office of the Board Clerk

PHONE: 2021-8315

PHONE: 248-5222

FAX: 294-4199

FAX: 248-3308

Sending total of 2 pages including cover sheet.

DATE: September 19, 1991

0516C/36
cap

Paul,
Please publish this notice in the
Metro section on Monday, September 23rd
and Monday, September 30th, 1991.

Also, please send an Affidavit of
Publication for both notices.

Thank you,
Cerie



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 606, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
PAULINE ANDERSON • DISTRICT 1 • 248-5220
GARY HANSEN • DISTRICT 2 • 248-5219
RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
CLERK'S OFFICE • 248-3277

NOTICE OF PUBLIC HEARING

The Board of County Commissioners for Multnomah County, Oregon, Acting as the Governing Body of Dunthorpe Riverdale Service District No. 1 will hold a public hearing, in accordance with the provisions of ORS 451.490 and ORS 451.495, as amended, will be conducted in Room 602 of the Multnomah County Courthouse in Portland, Oregon on Tuesday, October 8th, 1991, at the hour of 9:00 A.M. to hear objections or remonstrances to the assessments proposed under this ORDINANCE 696, and to receive such written objections or remonstrances as may be presented by the owners of real property lying within the boundaries of Assessment District No. 1 of the DUNTHORPE RIVERDALE SERVICE DISTRICT. If written objections are received prior to the conclusion of the hearing, signed by more than fifty percent (50%) of the affected property owners, representing more that fifty percent (50%) of the affected property, the proposed rate change for the sewer user assessment will not be levied.

The public hearing is scheduled for:

Tuesday, October 8, 1991 - 9:00 AM
Multnomah County Courthouse
1021 S.W. 4th Avenue, Room 602
Portland, Oregon

All interested persons may attend the hearing and will be given a reasonable opportunity to be heard.

FOR FURTHER INFORMATION CONTACT: The Office of the Board Clerk at 248-3277.

1 BEFORE THE BOARD OF COUNTY COMMISSIONERS
2 FOR MULTNOMAH COUNTY, OREGON
3 ACTING AS THE GOVERNING BODY OF
4 DUNTHORPE RIVERDALE SERVICE DISTRICT NO 1
5 ORDINANCE NO. 696

6
7
8
9 An ordinance amending Ordinance No. 10 providing for an
10 increase in the sewer user service fees now assessed by the
11 district; setting the time and place for a public hearing on
12 objections and remonstrances to the proposed annual assessment, and
13 declaring an emergency.

14 (Language in brackets [] is to be deleted; underlined language is new)

15 DUNTHORPE RIVERDALE SERVICE DISTRICT NO. 1, ordains as
16 follows:

17 SECTION I. FINDINGS

18 A. There is before the Board a proposal presented in behalf
19 of the DUNTHORPE RIVERDALE SERVICE DISTRICT NO. 1, by the Director
20 of the Department of Environmental Services, for an increase in the
21 sewer user service fees now assessed by the district.

22 B. It appearing that the present annual assessments now
23 levied against sewer users within the district do not yield
24 sufficient revenue to operate the district and discharge the
25 district's financial obligations.

26 C. It further appearing that the best method of financing

09/11/91:1

1 the operation of the district's sewer facilities is by assessment
2 of real property which is connected to the said sewer facilities.

3 D. It further appearing that it would be in the best
4 interest of the district to proceed immediately to provide for
5 adopting of a plan of annual assessment of sewer user service
6 charges providing additional revenue; and the Board being fully
7 advised in the premises.

8 SECTION II. AMENDMENTS

9 1. Section 1 of Ordinance No. 10 is amended as follows:

10 Section 1. The manner and method of financing the
11 operation of the district's sewer facilities shall be by
12 the following:

13 Assessment of each parcel of real property that is
14 supplied with sewer service within the assessment
15 district herein established and described, and said
16 assessment to be effective on July 1 of each year,
17 to pay costs for fiscal year July 1 to and
18 including June 30, following:

19 Single Family Unit per year . . [\$180.00] \$222.00

20 This annual charge shall be a part of the annual
21 property tax statement and shall be a lien upon the
22 property against which the assessment is made.

23 2. Section 4 of Ordinance No. 10 is amended as follows:

24 Section 4. A public hearing, in accordance with the
25 provisions of ORS 451.490 and ORS 451.495, as amended,
26 will be conducted in Room 602 of the Multnomah County

09/11/91:1

1 Courthouse in Portland, Oregon on Tuesday , [June 3,
 2 1982] October 8th , 1991, at the hour of [9:30 o'clock]
 3 9:00 to hear objections or remonstrances to the
 4 assessments proposed under this ordinance, and to receive
 5 such written objections or remonstrances as may be
 6 presented by the owners of real property lying within the
 7 boundaries of Assessment District No. 1 of the DUNTHORPE
 8 RIVERDALE SERVICE DISTRICT. If [there are received]
 9 written objections are received prior to the conclusion
 10 of the hearing, signed by more than fifty percent (50%)
 11 of the affected property owners, representing more than
 12 fifty percent (50%) of the affected property, the
 13 proposed rate change for the sewer user assessment will
 14 not be levied.

15 [May 13, 1982]

16 SECTION III ADOPTION

17 This Ordinance, being necessary for the health, safety, and
 18 welfare of the people of Dunthorpe Riverdale Service District, an
 19 emergency is declared, and the Ordinance shall take effect upon its
 20 execution by the County Chair, pursuant to Section 5.50 of the
 21 Charter of Multnomah County.

22 ADOPTED this 19th day of September , 1991, being

23 ///

24 ///

25 ///

26 ///

09/11/91:1

1 the date of its First reading before the Board of County
2 Commissioners of Multnomah County, Oregon.



DUNTHORPE RIVERDALE SERVICE DISTRICT
NO. 1

By: BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
Acting as its Governing Body

Gladys McCoy

Gladys McCoy, Chair

Reviewed by:

LAURENCE KRESSEL
County Counsel for
Multnomah County, Oregon

By: *Matthew O Ryan*

I:\MOR\051MOR.ORD\dp

09/11/91:1

2

DATE 10/8/91

NAME FRANK D. WALKER

ADDRESS PO BOX 299

STREET

MONMOUTH, OR. 97361

CITY

ZIP CODE

I WISH TO SPEAK ON AGENDA ITEM # A-2

SUBJECT CW 14-91 Appeal

✓ FOR _____ AGAINST

PLEASE PRINT LEGIBLY!

Meeting Date: October 8, 1991

Agenda No.: P-2

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: _____

BCC Informal _____ (date) BCC Formal October 8, 1991 (date)

DEPARTMENT DES DIVISION Planning

CONTACT Sharon Cowley TELEPHONE 2610

PERSON(S) MAKING PRESENTATION Planning Staff

ACTION REQUESTED:

xx DENIAL

INFORMATIONAL ONLY

POLICY DIRECTION

APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 30 Minutes

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: _____

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

CU 14-91 Decision of the Planning Commission of September 3, 1991 and appealed by the applicant, with recommendation to the Board for denial of conditional use request for development of the subject site with a non-resource related single family residence, for property located at 17050 NW Skyline Blvd.

10/9/91 copies of ORDER 91-45 to Planning

(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL *Paul Gabrynski / bkw*

Or

DEPARTMENT MANAGER _____

(All accompanying documents must have required signatures)

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
1991 OCT - 2 PM 2:54



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
ROOM 606, COUNTY COURTHOUSE
1021 S.W. FOURTH AVENUE
PORTLAND, OREGON 97204

GLADYS McCOY • CHAIR • 248-3308
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RICK BAUMAN • DISTRICT 3 • 248-5217
SHARRON KELLEY • DISTRICT 4 • 248-5213
CLERK'S OFFICE • 248-3277

Date: 10/08/91 Time: 9:30 a.m. Place: Room 602, Multnomah County Courthouse

CU 14-91 Public Hearing - On The Record

Review the Decision of the Planning Commission of September 3, 1991, denying conditional use request for development of the subject site with a non-resource related single family residence, for property located at **17050 NW Skyline Blvd.**

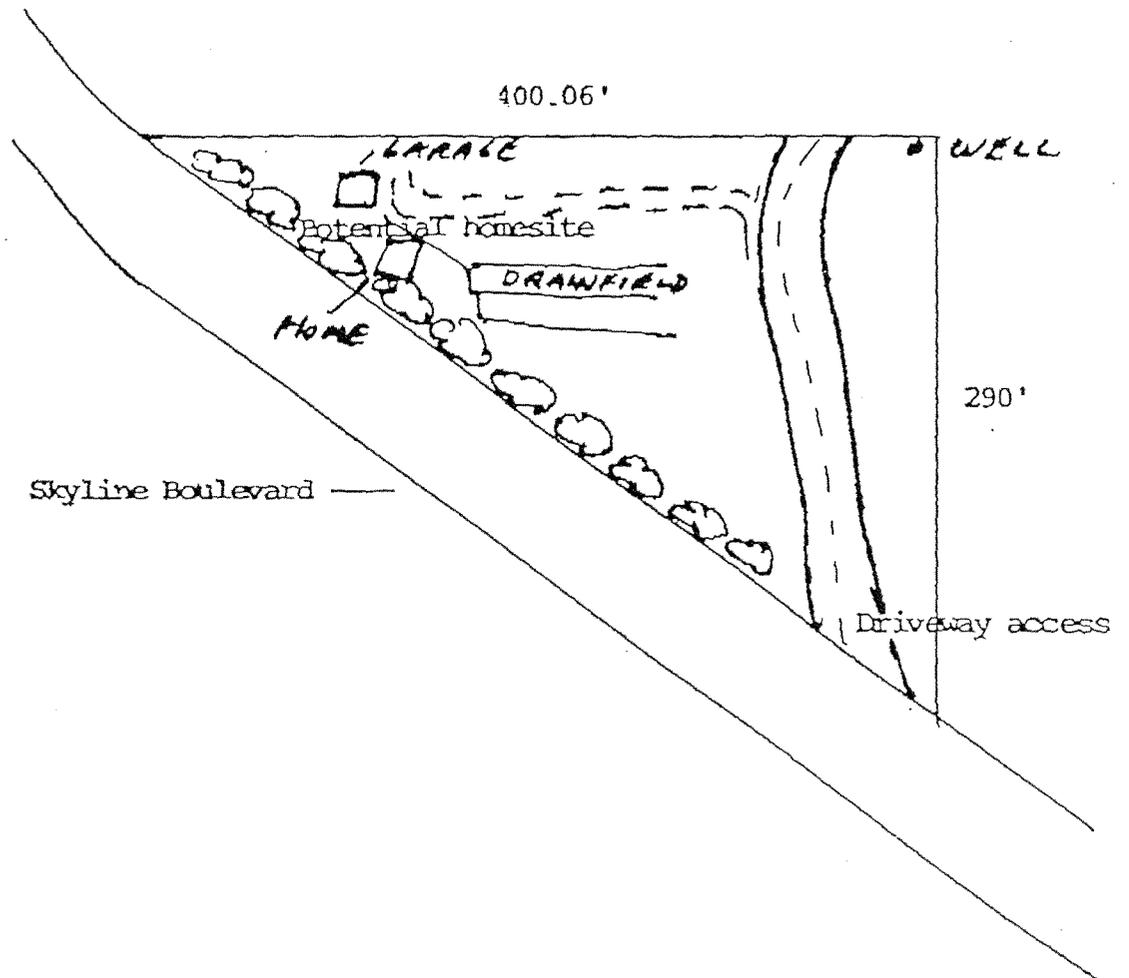
Scope of Review

On the Record

Oral Argument

Each side has ten minutes per side to present oral argument to the Board

Site Plan



Scale 1" = 100'

Line 2. ✓ CU 14-91 (7:10 - 8:00) (Tape 2)

Conditional Use Request (Non-Resource Related Dwelling)

17050 NW Skyline Blvd.

Denied, Due to Lack of Quorum to Approve

The applicant, **Frank Walker, PO Box 299, Monmouth, Oregon 97361**, was present, representing the applicant, Robert Webster. (Mr. Walker requests rebuttal time, if needed)

- He agrees with the Staff Report and has nothing to add.
- The size of the request is 1.05 acres, including the easement area.
- They have done a Lot Line Adjustment to allow more developable area, may still need a variance due to the small size of the property.
- He has already aggregated Tax Lots '5', '6', and '7' all into one lot and received approval for a Farm Management Plan.
- Any development would cluster very closely with the site to the north (the Maplethorpe property).
- The property to the east belongs to the partnership of Webster and Lenske so there is no opposition, nor any opposition with Mr. Lenske's heirs.
- A residence would be located in the upper northwest corner, very close to NW Skyline Blvd.

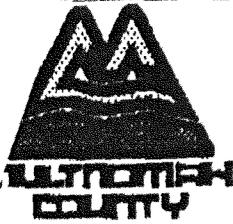
Opposed:

Gary McRobert, 7454 North Mohawk Street:

- Wants MUF-19 zoning strictly enforced.
- He owns Tax Lot '53', northwest of the subject property.

Following discussion, motion by Hunt and seconded by Yoon to approve requested conditional use request to allow development of the subject site with a non-resource related single family residence, with Leonard, Al-Sofi, Atwill and Fry opposed.

This application was denied due to the lack of a quorum in favor.



DEPARTMENT OF ENVIRONMENTAL SERVICES
 DIVISION OF PLANNING AND DEVELOPMENT
 2115 SE MORRISON STREET
 PORTLAND, OREGON 97214 (503) 248-3043

NOTE: Received
 4:00 PM 7-22-91
 M. Hess

NOTICE OF REVIEW

253 0460 7/23/91 475.00 T

1. Name: WALKER, D., FRANK
Last Middle First
 2. Address: P.O. BOX 299, MONMOUTH, OR 97361
Street or Box City State and Zip Code
 3. Telephone: (503) 838-1846

4. If serving as a representative of other persons, list their names and addresses:

ROBERT WEBSTER
454 GREY CLIFF CT.
ST. HELENS, OR. 97051

5. What is the decision you wish reviewed (e.g., denial of a zone change, approval of a subdivision, etc.)?

CONDITIONAL USE CASE 14-91

6. The decision was announced by the Planning Commission on 7/1, 1991

7. On what grounds do you claim status as a party pursuant to MCC 11.15.8225?

MY FIRM REPRESENTED ROBERT WEBSTER AT
THE PLANNING COMMISSION PUBLIC HEARING.

*ice
Reviews*

*Kendall
7/22/91
4:30pm
JW*

*Please file this Original Form
 Thank you*

8. Grounds for Reversal of Decision (use additional sheets if necessary):

A DETAILED REPORT WAS SUBMITTED TO THE MULTNOMAH COUNTY PLANNING STAFF AND COMMISSION DESCRIBING HOW THIS PROPOSAL CONFORMS WITH THE CONDITIONAL USE CRITERIA PURSUANT TO M.C.C. 11.15.2172(C). THE STAFF CONCLUDED THAT THIS APPLICATION DOES INDEED CONFIRM WITH THE AFOREMENTIONED CRITERIA. THE PLANNING COMMISSION ON A VOTE OF 4-3 DENIED THE REQUEST ON THE ISSUE OF COMPATIBILITY PURSUANT TO 11.15.2172(C) (3). THE APPLICANT BELIEVES THAT WITH SOME ADDITIONAL (CONTINUED ON ADDENDUM)

9. Scope of Review (Check One):

(a) On the Record

(b) On the Record plus Additional Testimony and Evidence

(c) De Novo (i.e., Full Rehearing)

10. If you checked 9(b) or (c), you must use this space to present the grounds on which you base your request to introduce new evidence (Use additional sheets if necessary). For further explanation, see handout entitled Appeal Procedure.

THE PLANNING COMMISSION FOR MULTNOMAH COUNTY STRUGGLED WITH THE ISSUE OF COMPATIBILITY AND PARCEL SIZE. THE EVIDENCE SUBMITTED REGARDING COMPATIBILITY WAS SATISFACTORY TO THE PLANNING STAFF. THE PLANNING COMMISSION INTIMATED THAT ADDITIONAL EVIDENCE WOULD BE NEEDED TO BE PERSUASIVE ON THE ISSUE. FOR EXAMPLE, "ARE THERE OTHER SMALL NON-PRIMARY USE PARCELS IN THE AREA?" WAS ONE OF THEIR QUESTIONS. THE COMMISSION ALSO WONDERED WHETHER OR NOT THIS LOT WAS BUILDABLE. A De Novo HEARING WOULD AFFORD THE APPLICANT AND OWNER TO PRESENT ADDITIONAL (CONT.)

Signed:

Frank J. Walker

Date:

7/22/91

TO: APPEAL DUM)

For Staff Use Only

Fee:

Notice of Review = \$300.00

Transcription Fee:

Length of Hearing 50 min x \$3.50/minute = \$ 175.00

Total Fee = \$ 475.00

Received by:

M. Hen

Date:

7/22/91

Case No.

0214-91

ADDENDUM

#8. (continued from "Notice of Review" sheet)

testimony the decision of the Multnomah County Planning Commission could be justifiably reversed. The grounds on which this request is based will be described in greater detail under #10 below.

#10. (continued from "Notice of Review" sheet)

evidence demonstrating conformance with 11.15.2172(c)(3). More graphic and detailed information on the site plan with respect to setbacks and provision of services would be helpful. A map showing parcel sizes and adjacent uses would further clarify the issues brought up by the Planning Commission. The vote of 4-3 was sufficiently close to warrant a re-examination of all the criteria, but criteria (3) in particular. The applicant respectfully requests the opportunity to provide additional evidence to help satisfy the requirements of the ordinance.

A PORTION OF THE PLANNING COMMISSION MEETING
of July 7, 1991
CU 14-91

COMMISSION MEMBERS PRESENT: Chairman Leonard - Fry - Atwill - Yoon - Hunt -
Fritz - Al-Sofi

STAFF PRESENT: S. Cowley - Pemble - Clifford - Prescott - Hess

Leonard: The next agenda item, Line 2 - This is an application that involves property at 17050 N.W. Skyline Blvd. The applicant requests conditional use approval of a non-resource related single-family dwelling on this 1.21 acre parcel in the MUF-19 District. Staff Report.

Prescott: Good evening members of the Planning Commission. I'm Dave Prescott, County Planning staff. This is a request for a non-resource related dwelling. It comes to you as a conditional use permit application.

Leonard: Dave, before you begin - clarification on the underlining zone. The Staff Report on page 1 calls it an MUF-18, and it is not clear on the map whether that MUF-38, the upper right hand corner of the property. Is this MUF-19 or 38?

Prescott: This is a MUF-19 and that was a typographical error.

Leonard: Okay.

Prescott: The site you are looking at in this case is a 1.21 acre site on the northeasterly side of Skyline Blvd. It is adjacent to some property you have examined in recent Planning Commission meetings on other options. I have a couple of slides that show the entrance into this property, and you will see from the applicant's site plan that the road entrance to this site is the same easement road as was talked about regarding about three mortgage lots covered in two different cases immediately to the north. You may recall in May and June you considered some mortgage lots, and this road is the same one. I'd like to show these slides at this time.

This picture was taken off Skyline Blvd. You are looking approximately north into the site at the easterly edge of the property you are considering tonight. And again, this is the easement road that serves not only this property, but a number of properties further to the north. The next slide you are going to see is basically the same thing. It's taken from a different case. Again, looking into the property, you can tell the weather wasn't as good as it is today.

Leonard: Where is the property in this photo?

Hunt: It looks like Reuben Lenske's property to me to the right.

Prescott: In looking at our slides we may have been wrong on this. We had been given to think that this was the road going into the properties that happen further on, or happened in the previous case.

Leonard: You don't have any other slides?

Prescott: These are the only slides that we have of that location.

Leonard: Let's go on with the Staff Report.

Prescott: Okay. This particular request again is for a non resource related dwelling, meaning that it is not in conjunction with a forest use in this case. The Staff Report lists the Approval Criteria for a non-resource related residence and refers you to standards in the Zoning Code requiring that property on which a non-resource residence is located meet one of a series of size standards one of which that it may be what is classified as Lot of Record under the MUF zoning regulations. This property is a Lot of Record by virtue of the fact that it is separated from other property under the same ownership, that is of the Websters, by a County maintained road namely N.W. Skyline Blvd. In the criteria for a non-resource dwelling, it also states that the land must be incapable of sustaining forest use. And one of the tests for properties incapable is that the site in question have 10 acres or less. In this case, the 1.21 size puts the property into that category. The other criteria for approval are listed in the Staff Report, and staff finds that those criteria are met. Conditions of approval include the applicant to file a deed restriction with Records and Elections acknowledging that they are aware that forest practices are occurring in the area; that there may be spraying and other kinds of activity that aren't necessarily compatible with residential use; and that the applicant will be required to comply with County Transportation Division requirements concerning N.W. Skyline Blvd. and possible future improvements that they may be required to execute deed restrictions for so that they would not remonstrate for being assessed for those in the future.

Prescott: And finally, any land disturbing activities on the site will be subject to County's hill side development and erosion control ordinance to the extent that those provisions apply. That concludes our staff report, and we are available for questions.

Leonard: Questions of staff.

Yoon: Dave, does that mean that lots 5, 6, 7, and on and on can all be divided too then because of the fact that they are in MUF-19 in the road. This is essentially the flip side of that Old Germantown Road situation. Since they are zoned MUF-19 and since they are divided by a road, then they can be treated as two separate lots, right?.

Prescott: The zoning code virtually treats them as separate lots whether there is a division or not. The owner could choose to sell the portion that's opposite the road.

Hunt: What would happen if the commission wanted to change that, to amend the code?

Prescott: The commission would need

Hunt: I mean, not tonight, but in the future.

Prescott: That would require a public hearing, and it would require a generation of a amendment to the zoning code. And then that would go to the Board of County Commissioners with a recommendation from the Planning Commission should you decide to recommend that kind of change.

Hunt: Could a Planning Commissioner recommend that to the Commission that we amend it?

Prescott: The Planning Commission as a group would have to do that.

Leonard: Dave, could you give a little more explanation of that policy of aggregation across right-of-way and the other provision that says that the County maintained road divides a parcel?

Prescott: Well, your lot of record provisions in the MUF District that are listed in the Zoning Code spell out circumstances that constitute a Lot of Record, and you made mention of what's known as the aggregation situation in which a Lot of Record is considered to be a group of contiguous parcels under having the same owner. And the language in the MUF District says that for purposes of that Section, contiguous means the joining, and they maybe separated by a street or alley. However, as you go down to the next subsection of the same Lot of Record provisions, it states, and that is the Subsection "C" that we cited in here and that your Code cites that separate Lots of Record shall be deemed created.

Leonard: Okay. We are looking at Subsection C here. Back up to Subsection "B." "B"(1) says that contiguous refers to parcels of land that have any common boundary except in a single point and shall include but not be limited to parcels separated only by a alley, street or other right-of-way. If it's just a right-of-way that separates two portions of an ownership, it will aggregated and treated as one. And then Subsection "C" says that separate Lots of Record shall be deemed created when a County maintained road or EFU, CFU, MUA-20 RR RC zoning district boundary intersects a parcel. In this case, the County maintained road separates that small northeasterly portion from the rest; therefore, creating that Lot of Record.

Prescott: Correct.

Leonard: Apparently, by practice of the County, that Subsection "C" overrides Subsection "B."

Prescott: Yes.

Yoon: I have one other question.

Leonard: Commissioner Yoon?

Yoon: So at this particular lot, I noticed this Lots 4 and 5---is this being expanded over to 4 and 5 or is this already present, or should I just ignore the lines in the dark area? I guess that is what I am saying.

Leonard: I think that the question relating to that came up at the hearing on the mortgage lots, on those adjacent properties. Apparently there was a lot line adjustment recently that increased the size of these.

Prescott: Yes.

Leonard: That lot line adjustment was properly carried out in an administrative fashion by the Planning Director.

Prescott: Yes.

Leonard: Thank you. Are there any other questions of staff? Commissioner Fry?

Fry: I just want to get this clear in my mind that currently staff is interpreting the Code to say that a road or a zone line can create two livable parcels, not just two zones but two livable parcels.

Leonard: Well, It doesn't say they are livable. It says that they become Lots of Record. There are six criteria for approving this Conditional Use, and establishing an appropriate lot is only one of the criteria. The application has to meet all six of the criteria. The Commission has to find that it meets all six criteria. Are there any other questions of Staff?

Okay. Dave, I have a question relating to criteria No. 3 about the dwelling as proposed as compatible uses, resources, etc. and the over all pattern of land use in the area. Do you have any additional information that we could see that would give us some idea of the pattern of development is in the area, and what the prevailing parcel sizes are?

Prescott: Okay. We brought tax maps. These are in a thousands scale---a thousand feet to the inch, and so they show up at a smaller size than what the zoning maps shows . But for purposes of being able to look at them with out having a huge amount of paper spread out, we've got those. And I can bring those up if the Commission wants to examine them.

Leonard: Have you had a chance to review those to see if there is a pattern of 1.21 acre residential lots.

Prescott: Not really in any detail. Quite frankly, you had asked me about that today and I had a chance to gather the maps and run some prints of them. I did bring along an Atlas which shows those same maps with a land-use actions through 1988. We prepared that as a part of our periodic review work. It doesn't show everything between 1988 and today, but it does list by site the different kinds of actions including non-resource residences, and I can bring that along if you like.

Leonard: I would like to give the Commission a chance to inspect the zoning maps to see what the general development pattern and parcelization pattern is in the area.

This series of zoning maps--excuse me--these are tax maps. We have one that is identified as Map No. 2, 1988, which includes Sections 1, 2, 3, and 10, 11, 12. The next one to the south is labeled as No. 3, 1988, includes Sections 13, 14, 15, 22, 23, and 24. The applicant's property is located on the boundary between Sections 23 and 24. And we have a map that is labeled No. 4, 1988, and that includes Sections 25, 26, and 36.

Man: I guess we could ask the question in another way. Are there any parcels smaller than this in the area?

Prescott: I do not know.

Leonard: Has the Commission had a chance to examine these exhibits? We will make them available to the applicant to review also here.

Do you have more information, Dave?

Prescott: No, I have nothing else unless you have questions.

Leonard: Are there further questions for staff?

Staff: No.

Leonard: Okay. Thank you. We will now have opportunity for the applicant or the applicant's representative, Mr. Walker---Are there others in addition to Mr. Walker who would like to testify in favor? Is there any one here to testify in opposition to this proposal? Just one person. Do you understand our 10 minute limit? Mr. Walker do you understand our 10 minute time limit allocation?

Walker: Yes.

Leonard: Okay. Thank you.

Walker: I have a procedural question. Does Multnomah County in Public Hearing format allow opportunity for rebuttal? I noticed we were not afforded that opportunity previously. I just

Leonard: Yes. In our procedural rules, which I reviewed at the beginning of the hearing, if you have questions and would like an opportunity for rebuttal, you need to request that at the beginning of your testimony.

Walker: Okay. I will request that in the event I choose to do that. Again my name is Frank Walker. I'm representing Robert Webster, the owner of the property in this case, and my address for the record again is P.O. Box 299, Monmouth, Oregon 97361.

I really don't have any thing to add other than what the staff has already presented. I'd just be glad to answer any questions that the Commission may have.

Leonard: Yes, Commissioner Fry.

Fry: I just have a quick question. The driveway access, is that an easement through the property?

Walker: Yes it is. You might recall a case that was on two weeks from today. We discussed the access going through the eastern edge of this property and serving Tax Lots 4, 3, and then two Tax Lots beyond 3.

Fry: How big is this site if you exclude the easement area?

Walker: It's a little over 1 acre by 1.05 as I recall.

Fry: And that is including land on the -- I would guess that it is the east side of the road. Right?

Walker: On the east side of the road?

Fry: When you say the easement area, you're only taking a slice out of the property. Right?

Walker: Yes, I very small slice along the eastern boundary where there is common boundary between Lots 5, 4, and Tax Lot 61. We went through the Lot Line adjustment to give the parcel a bit more size and give some room for a potential building site. It may be a difficult parcel to build upon just size limitation. I could almost guess that there could be a chance for a variance on this case if some body buys the property and actually develops a concrete plan to construct a residence or whatever, they may be back in, just because of the size of the parcel.

And this map that was sent out by the staff, I don't know if this is helpful in answering any questions about parcel size, but I do note that there are some other small parcels, maybe not as small size as this one that throughout this area there are some zoning infact, and there are parcels---there is one at common Section Lines of 23, 24, 25, and 6 that is 1.5 acres. And there are some other 1 acre parcels along Elliott Road--I believe just west of Elliott Road. So there are some small odd parcels in the area similar to this one. I might add add that the parcels---where you see the west half of 5, 6 and 7, those are actually aggregated. That is now one parcel. I aggregated those 3 for Reuben Lenske so there's not actually going to be a potential to create three more lots based on the road split. We actually turned that into a forest management plan as I recall on that parcel.

Leonard: Do those three parcels aggregated make up a 19 acre parcel?

Man: No. There are about 11. They were approved for forest management plan.

Hunt: When you mention that, would'nt Lots 6 and 7 have to be aggregated because they are not 20 acre parcels?

Walker: They wouldn't have to be aggregated.

Hunt: By our code they wouldn't, if they were owned by the same owner?

Walker: Not as I understand the Lot of Record.

Leonard: I think the provisions, as I understand the Lot of Record provisions, there is nothing that would force the aggregation to happen automatically. But in the event of a Land Use application, building permit request, or anything of that nature, they would be treated under our Lot of Record Aggregation Rules.

Walker: Correct.

Leonard: At that time, they would be aggregated.

Walker: The thought with aggregating those parcels rather than create three parcels, and it is not that good of a building site, by aggregating them you gain one good building site; brought it over the 10 acre threshold to qualify for a resource residence in a 19 acre zone. That was the motivation behind that. Whereas this parcel is already so small there is no way it can be easily be aggregated with another parcel and separate ownership.

Leonard: Okay. Are there any other questions for Mr. Walker? I have one more question here. I have been struggling with your application statement about the compatibility with the surrounding area, criteria No. 3. And looking at the surrounding parcels and trying to see how this really fits with the development pattern in the area. Could you explain why you feel we should be compelled to approve this 1.21 acre parcel when the smallest nearby parcel appears to be about 8 or 9 acres?

Walker: Well if you look at the issue

Leonard: And further, that the size of this parcel would require a reduction in setbacks and other related development criteria that apply to other properties in the area.

Walker: That's a good question, and certainly the size of the parcel is beyond the control of the owner perhaps. But the parcel immediately to the north is developed with a homesite and out buildings, and any development would be clustered very close to that particular parcel, a 9-acre Mapelethorpe parcel. It's basically non-farmant. It doesn't meet the 10-acre threshold or fit in the mold for a small resource related dwelling. So in essence that already is already a non-resource parcel. The parcels to the east are owned by Mr. Lenske. He and Mr. Webster have a partnership, and he certainly isn't objecting or his heirs. That land is slated to go to some heirs that also

signed off on allowing that parcel to be located there. So the long term potential for conflict is relatively low just based on that relationship. But also there tends to be a clustering of houses along Skyline in that particular vicinity. There's one just down the road to the south that Lenske owns some parcels there. They have some mobile homes and some older residences on them. It kind of fits with the character of Skyline generally that there are small level developable parcels of record that are home sites. It has such a small interface with the resource zones, and it's right along the road. It's pretty impacted anyway by the road activities, and they just decided to go ahead and apply for that Conditional Use as non-forest related residence.

Leonard: Okay. You are aware of the recent LCDC studies the have reviewed the partitioning practices on forest lands, resource lands, and conclusions about parcel size and impact on resource management practices?

Walker: Certainly.

Leonard: The conclusions are that the smaller the parcels the greater the conflict basically. Small residential parcels in resource areas tend to generate more conflicts with the resource practices.

Walker: That is true. I guess---the fact that it's there and it can be created through the assessor's function. Essentially, if there is a road there, it will be a Lot of Record; and there's not really enough space to buffer effectively. Maybe an alternative in this case would be to actually increase that lot size even more to provide more potential for or opportunity for buffering from the impacts.

Leonard: It appears that the very small parcel size does force the home site to be very close to Skyline and the other parcels in the area.

Walker: The impact on the flip side of that green sheet that I showed you. I went back up to that site recently. There's only one spot where you can put the house, and it is in the upper northwest corner. And the driveway that comes in, you actually have to backtrack back to the homesite to get to it. So in terms of where it is, it would be very close to Skyline, and yet it would have to meet the setback requirements for future right-of-way considerations. So it is a very limited site.

Leonard: Okay, are there further questions of Mr. Walker? Thank you.

Okay, is there anyone else who wishes to testify in favor of the application? Is there anyone here who would like to testify in opposition? Yes, this is your opportunity.

McRobert: My name is Gary McRobert. I live at 7454 North Mohawk in Portland. I'll be brief and mainly want to encourage you to enforce the MUF-19 limits as far as a minimum of 10 acres, and maintain the more less dense character of the area. Thank you.

Leonard: Excuse me, do you live near this property?

McRobert: I have some property upon in that area. Actually, adjacent to the Maplethorpe area, that is why I recognized the photographs being strange.

Leonard: Okay, but you don't live in the area?

McRobert: Not currently.

Leonard: You manage the property?

McRobert: Yes.

Al-Sofi: Is that Lot 53?

McRobert: That is correct.

Leonard: Are there question of Mr. McRobert? Thank you. Is there anyone else who would like to testify on this case? Then I'll close the public hearing. Oh, before we do that, Mr. Walker asked for an opportunity for rebuttal.

Walker: I will not take that opportunity.

Leonard: Okay, we will close the public hearing and now, discussion of the Commission.

Fry: Basically, beyond everything else, when you really look at Standard 6 of the Residential Use Development Standards MCC .2194 would be met and when you start looking at those standards, they've got some real problems here. I mean, the building setback of at least 200 feet will be maintained on all property lines wherever possible, so there is some give here, okay, for adjustments, but 200-foot setbacks to the property lines basically makes the property totally unbuildable. The other setback of 30 feet, I know this possibly opens the door for some adjustments. We're not talking about, I just, it's a tough call because, I just don't see the property as being big enough to put a house on it.

Hunt: I have a question for Staff.

Leonard: Yes, Commissioner Hunt has a question for Staff.

Hunt: As far as size of lots, as in a particular area as in Greenoe Heights, which is like 50 by 100 foot lots. Technically, since those lots could not meet setbacks, I mean, if somebody, I think most of them have been combined now, but if they did exist as separate lots, could technically somebody say they were buildable sites, since we don't have limitations as to how small a site can be in MUF?

Prescott: Well, it has been our assumption that buildability ultimately boils down to whether a given site can support a house and the necessary subsurface system, some kind of septic system. That has been the determining factor and there is a presumption that that's a possibility because if they can't get a septic system, they can't build, regardless of the size

Fry: See, my other concern is, essentially, this is a farm zone, and here is that person will, for whatever reason, accidentally set their house on fire and then the fire will spread into the forest. I mean, that's the reason for these setbacks and it is also the reason for requiring water on the site, to put out the house fire, when the house is in fire. Yet, I don't see any evidence of those either, maintenance of a water supply and/or fire fighting equipment sufficient to prevent fire from spreading from the development to adjacent forest areas. So, I guess, I wanted to say I have problems if, I don't think it meets #6. I think it forces it into an adjustment, you know, a variance, and I also personally have problems with the issue that was already raised which was the compatibility with the primary use.

Leonard: Commissioner Al-Sofi.

Al-Sofi: It seems to me that we are kind of locking ourselves -----to prove that we know -----and still not be comfortable -----on everyone of our Criteria and it seems to me that if we aren't going to do that -----. We are saying right now that, yes practice -----.

Leonard: Yes, I think that's the essence of Criteria #6 is that we need to find that if we feel it can be developed with those development criteria.

Prescott: I guess one clarification I offer regarding the 200-foot setbacks is that it does, in fact, as you pointed out, say "wherever possible", and we historically have been governed in the MUF and in other zones by the specific dimensional requirements which you will find elsewhere and to the extent that a house can meet the setback requirements that show up under the dimensional standards that are printed in a different point in your Code. It should be our view that if the property is of a size that you can't get 200 feet from all of the property lines because of its size, that that would not force it into having the owner having to apply for a variance.

Leonard: It is not an absolute criteria then, just a consideration?

Prescott: Yes, the residential use development standards are kind of tacked on at the end of the MUF Ordinance and they, frankly, have some aspects to them that don't mesh nicely with your other standards that talk about setbacks in the section titled "Dimensional Standards" where you get into lot size, lot line length and so on.

Leonard: That is one of the reasons we need to look also at Approval Criteria #3 about compatibility and conflict with other uses intended for the zone

Further discussion?

A motion?

Hunt: I move that we uphold the Staff Report.

Yoon: I second it.

Leonard: Okay, is there discussion of the motion?

Fry: You do recognize that the Staff Report was for approval?

Hunt: Yes, for approval. Are we onto discussion yet?

Leonard: Yes, we have a motion to approve with the Staff Report and it has been seconded.

Hunt: I'm concerned about how the Ordinance or the Code is written, that this lot can be served, but if you look at the Comprehensive Plan, this is allowable, and I can't see how we can change that, but I sure would like looking at the Comprehensive Plan in the future.

Leonard: But in the spirit of discussion, the criteria for approval of the conditional use requires that we find that it meets all of the criteria, not just one, and the Lot of Record criteria is only one of the criteria in this application.

Hunt: Right. If he owns an acre, I have a feeling, I mean, you are right, he probably should have presented a more detailed map that shows, that there are allowable setbacks, if that is what the Commission is concerned about.

Fry: No, it's not.

Hunt: It's not?

Fry: My concern is that this area is a multiple use forest area, that that is the dominate zoning pattern of the area. That this use is an exception, that it's something that we allow when it's not inconsistent or does not harm the primary use of the area and the reason I raised those things and gave that example was one of the big fears was that if you put too much housing in the forested area, things are going to create a higher potential for fire danger, and that is the purpose of having the fire roads in, the water source in and the setbacks because if, that is what I am raising as an issue is that it is not an exception without damage, then that is why I would have to vote against your motion.

Leonard: Commissioner Atwill.

Atwill: I would have to agree with you Commissioner Fry, that we are suppose to look at all six criteria and I think when you look at all six, even though this is a Lot of Record, you know, we must deny.

Al-Sofi: I feel the same way, I haven't seen a demonstration -----.

Leonard: I'll have to say that I also have not found the application demonstrates sufficient proof that they have met No. 3, and also have not met No. 6.

Leonard: Fritz?

Fritz: No, no, I voted. I suggest you ask for the vote.

Leonard: Okay, further discussion?

Hunt: Can we have a little bit more discussion here?

Yoon: I don't disagree with what the four of you are saying. To me, looking at the criteria, I'm going to have to vote for approval based upon what we've got here because I can't suppose anything else. It is consistent with the nature of the area, I mean, let's get real about this. I've got houses all over the place. We've just approved five different lots right in the same area there, and it didn't stop---

Leonard: Those were all on 38-acre parcels.

Yoon: Yeah, but the houses are all pretty well grouped together, and, you know, until there is some clarification on re-doing of Bill 4, we are going to continue to be going through this and continually that. I mean, philosophically, on the previous property, that is much more consistent with the nature of the area but the criteria, I have a tough time voting against Staff on this, so I'll continue to vote for approval.

Fry: I can clarify, I would not disagree with you if this was a larger site where the intent of the plan would be backed with buffers, water sources and those such things, I probably wouldn't vote against it, but I just don't see the intent being met at all on a site this small.

Hunt: I admit that, but it's not our job at this point though, as I understand it, to show that there's water, I mean, their having this site, but their not claiming, to have to claim their going to have a house on it.

Fry: The Criteria, I disagree strongly,

Leonard: That is the conditional use. The conditional use is to allow them to build the house .

Fry: It says "will be met" and there is no squashing this, in Criteria 6. It says the standards "will be met". Now in the standards themselves, I do recognize there is a little squashiness about the 200 feet but I don't think that they expect that will be squashed down to 20 feet, you know, from 200 feet, but I think they are saying 190, 180, I don't know what the Staff's thinking, I mean, you know, the Criteria regarding 6 to me is fairly clear.

Hunt: Does anybody know the size? I know this is one acre, but, what are, I was trying -----

Fry: I already did my mathematics and I can submit that for the record, but it just doesn't work

Hunt: Can the applicant show me a place where they can put a house and pass the setbacks correctly, you've got one lot line with 400 feet and another with 290 feet?

Walker: That would be impossible-----

Leonard: Okay, thank you Mr. Walker I think Staff has a comment to inject here.

Pemble: No, just a point of order here, just to keep everything nice and clean. Now that you have opened the hearing back up defacto, allowing for the applicant to speak and add additional information, you need to open it back up for the opponent to comment, at least ask the question for the record.

Leonard: Okay, the applicant answered a question of one of the Commissioners and does the opponent wish to add any further information in answer to that question?

McRobert: I have none

Leonard: The opponent is shaking his head, for the record. Thank you.

Now, Commissioner Al-Sofi called for the question. Is there any further discussion?

Yoon: Yeah.

Leonard: Okay, Commissioner Yoon.

Yoon: It appears to me that we are being a little more rigid this time around than we were on the three previous pieces of property when we knew this property was coming in. We went ahead and addressed each of those individual properties, not having any idea of what this property was going to do. I would basically be inclined to vote with you on this but, part of the criteria or the rational of those three previous lots in fact when we knew a driveway was going in there and a house was going in there, and I have to think that that was a consideration when we voted on those, and so that's why I will continue to vote in support of Staff.

Leonard: Commissioner Al-Sofi.

Al-Sofi: I do not recall when this was coming in, that we were told that a house was going in -----.

Leonard: My recollection of the previous cases is that a driveway was merely presented as a way to get to the other properties, not part of the development pattern in the area.

Okay, further discussion? Commissioner Hunt, have you had enough time to think?

Hunt: Yeah, I think I have to agree with -----.

Leonard: Okay, call for the question, all those in favor of the motion, signify by saying aye

The motion was to approve the conditional use.

We have three in favor (Fritz, Hunt and Yoon), all those opposed?

We have four in opposition (Al-Sofi, Atwill, Fry and Leonard), so the Planning Commission has recommended denial of the request for a conditional use for a non-resource related dwelling

Fry: Do we have to make a motion or just by denying the -----

Leonard: No, that is sufficient. This recommendation will be reported to the County Board of Commissioners at the next available hearing for planning matters and any appeal of our decision must be filed with the Land Development offices no later than 4:30 p.m., 21 days from this date.

Walker: I'm sorry, I didn't hear the last comment.

Leonard: The appeal must be filed no later than 4:30 p.m. within 21 days from today

End

Meeting Date: September 24, 1991

Agenda No.: P-2

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: _____

BCC Informal _____ BCC Formal September 24, 1991
(date) (date)

DEPARTMENT DES DIVISION Planning

CONTACT Sharon Cowley TELEPHONE 2610

PERSON(S) MAKING PRESENTATION Planning Staff

ACTION REQUESTED:

INFORMATIONAL ONLY

POLICY DIRECTION

DENIAL
 APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 2 Minutes

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: xx

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

CU 14-91 Decision of the Planning Commission of September 3, 1991 with recommendation to the Board for denial

BOARD OF
COUNTY COMMISSIONERS
1991 SEP 18 PM 3:23
MULTNOMAH COUNTY
OREGON

(If space is inadequate, please use other side)

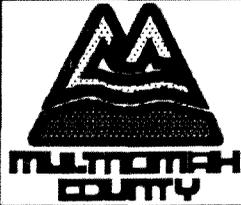
SIGNATURES:

ELECTED OFFICIAL _____

Or

DEPARTMENT MANAGER Paul Yarbrough

(All accompanying documents must have required signatures)



**Department of Environmental Services
Division of Planning and Development
2115 S.E. Morrison Street
Portland, Oregon 97214 (503) 248-3043**

Decision

This Decision consists of Conditions, Findings of Fact and Conclusions.

September 3, 1991

CU 14-91, #43 A-D

**Conditional Use Request
(Non-Resource Related Dwelling)**

Applicant requests approval for a non-resource related dwelling on a 1.21-acre parcel in the MUF-19 zoning district.

Location: 17050 NW Skyline Blvd

Legal: Tax Lot '61, Section 23, 2N-2W, 1991 Assessor's Map

Site Size: 1.21 acres

Site Requested: Same

Property Owner Robert Webster
454 Gray Cliff Court, St. Helens, Oregon 97051

Applicant: Frank Walker and Associates
PO Box 299, Monmouth, Oregon 97361

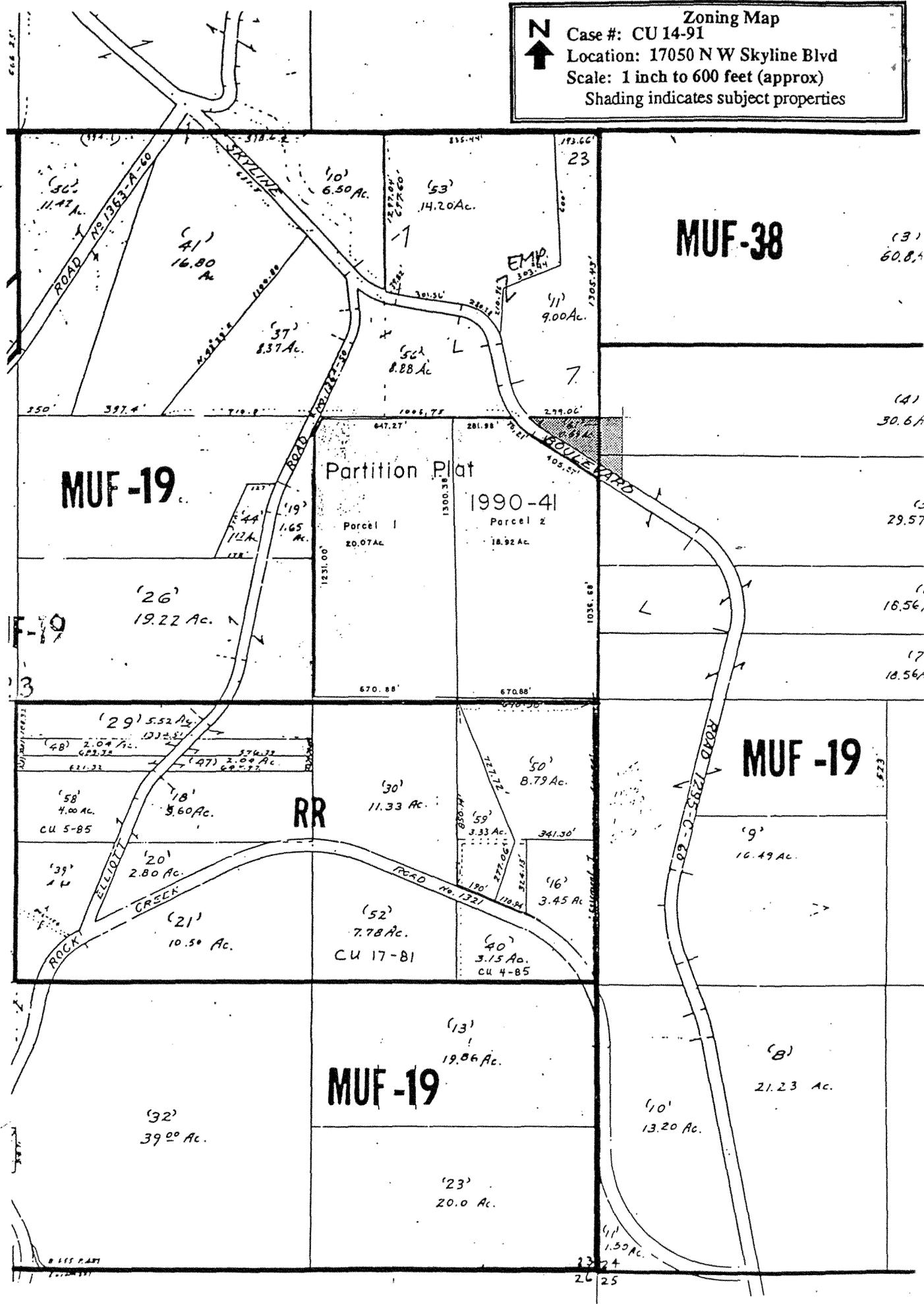
Comprehensive Plan: Multiple Use Forest

Present Zoning: MUF-19, Multiple Use Forest District. Minimum 19acres

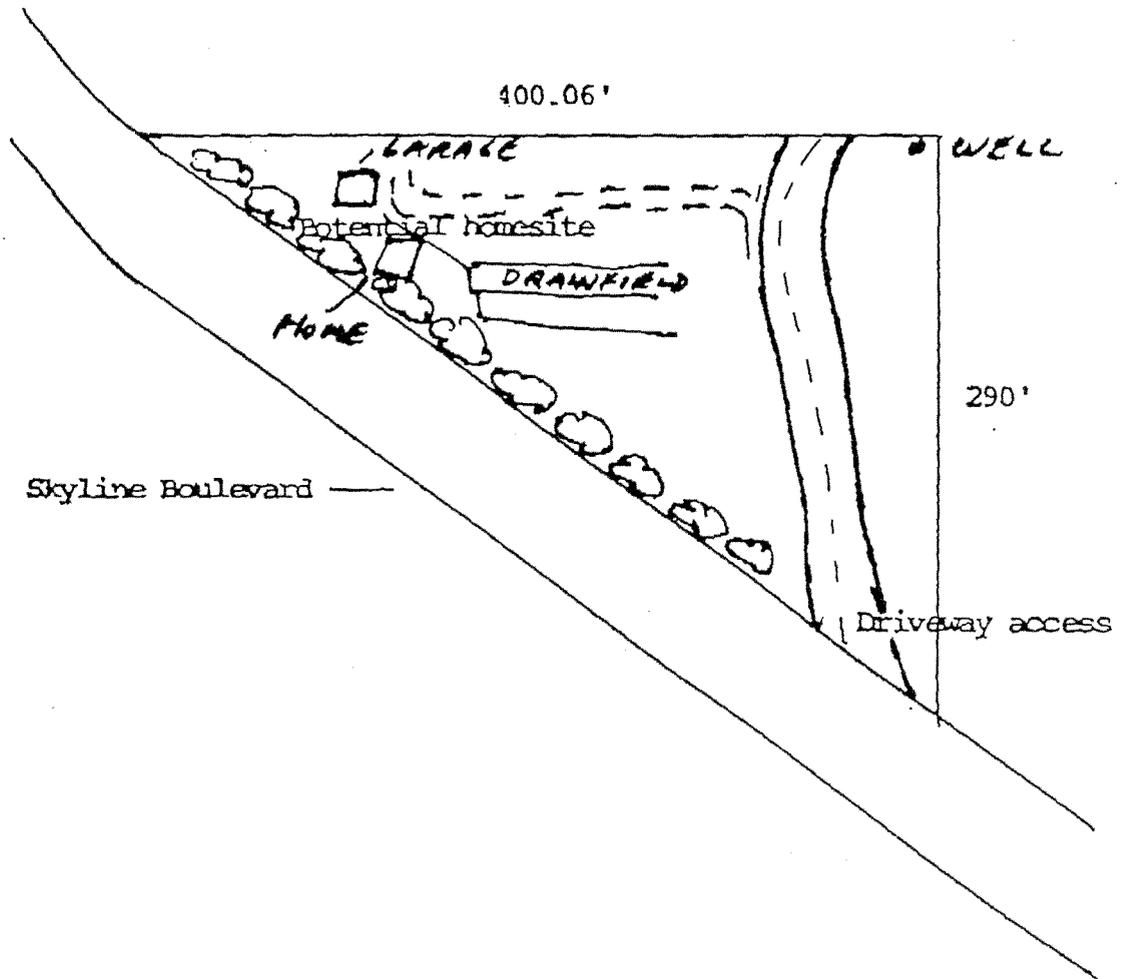
Planning Commission

Decision: Deny conditional use request for development of this property with a non-resource related single family residence, based on the following Findings and Conclusions

Zoning Map
 Case #: CU 14-91
 Location: 17050 N W Skyline Blvd
 Scale: 1 inch to 600 feet (approx)
 Shading indicates subject properties



Site Plan



Scale 1" = 100'

Findings of Fact

NOTE: The applicant has provided a narrative statement in response to the Conditional Use approval criteria. In this section, quoted portions of the applicant's material are in helvetica type. Staff discussion of applicant responses appear in paragraphs titles **Staff Comment**. Quoted ordinance language appears in ***bold italic type***. The applicant's narrative is attached to this report.

1. Applicant's Proposal:

The applicant requests Planning Commission approval to develop the above described 1.21 acre Lot of Record with a non-resource related single family dwelling.

2. Site Conditions and Vicinity Information:

The site is on the northeasterly side of NW Skyline Boulevard one-quarter mile southeast of NW Elliott Road. This and surrounding properties have a history of being used for forestry purposes.

3. Zoning Ordinance Considerations:

Non-Resource-Related Dwelling Approval Criteria: Under MCC 11.15.2172(C), a non-resource related single family dwelling is permitted in the MUF zoning district as a Conditional Use where it is demonstrated that states that:

- (1) *The lot size shall meet the standard of MCC 11.15.2178(A) or .2182(A) to (C).*
- (2) *The land is incapable of sustaining a farm or forest use, based upon one of the following:*
 - (a) *A Soil Conservation Service Agriculture Capability Class of IV or greater for at least 75% of the lot area, and physical conditions insufficient to produce 50 cubic feet/acre/year or any commercial trees species for at least 75% of the area;*
 - (b) *Certification by the Oregon State University Extension Service, the Oregon Department of Forestry, or a person or group having similar agricultural and forestry expertise, that the land is inadequate for farm and forest uses and stating the basis for the conclusions; or*
 - (c) *The lot is a Lot of Record under MCC 11.15.2182(A) through (C) and is ten acres or less in size.*
- (3) *A dwelling, as proposed, is compatible with the primary uses as listed in MCC 11.15.2168 on nearby property and will not interfere with the resources or the resource management practices or materially alter the stability of the overall land use pattern of the area.*

- (4) *The dwelling will not require public services beyond those existing or programmed for the area.*
- (5) *The owner shall record with the Division of Records and Elections a statement that the owner and the successors in interest acknowledge the rights of owners of nearby property to conduct accepted forestry or farming practices.*
- (6) *The residential use development standards of MCC .2194 will be met.*

Residential Use Development Standards: MCC 11.15.2194 states that *A residential use located in the MUF district after August 14, 1980, shall comply with the following:*

- (A) *The fire safety measure outlined in the Fire Safety Considerations for Development in Forested Areas, published by the Northwest Interagency Fire Prevention Group, including at least the following:*
 - (1) *Fire lanes at least 30 feet wide shall be maintained between a residential structure and an adjacent forested area; and*
 - (2) *Maintenance of a water supply and of fire fighting equipment sufficient to prevent fire from spreading from the dwelling to adjacent forested areas;*
- (B) *An access drive at least 16 feet wide shall be maintained from the property access road to any perennial water source on the lot or an adjacent lot.*
- (C) *The dwelling shall be located in as close proximity to a publicly maintained street as possible, considering the requirements of MCC .2178(B).*
- (D) *The physical limitations of the site which require a driveway in excess of 500 feet shall be stated in writing as part of the application for approval.*
- (E) *The dwelling shall be located on that portion of the lot having the lowest productivity characteristics for the proposed primary use, subject to the limitations of subsection (C), above.*
- (F) *Building setbacks of at least 200 feet shall be maintained from all property lines, wherever possible, except:*
 - (1) *A setback of 30 feet or more may be provided from a public road, or*
 - (2) *The location of dwelling(s) on adjacent lot(s) at a lesser distance will allow for the clustering of dwellings or the sharing of access.*
- (G) *Construction shall comply with the standards of the building code or as prescribed in ORS 446.002 through 446.200 relating to mobile homes.*

Other adjacent and nearby non-resource parcels do not adversely affect natural resources in the area, and there is no apparent reason why the proposed non-resource home-site would be any different.

Planning Commission Comment

Because of the site's relatively small size of 1.21 acres, construction of a residence on the site would not be compatible with primary uses in the Multiple Use Forest zoning district. From the evidence presented, it is not clear that a residence could be placed on the site without approval of a variance from the yard setback requirements of the MUF district. The site plan submitted with the application states that it is drawn at a scale of 100 feet to the inch. Measured at that scale, the residence and detached garage on the site plan do not meet the MUF front and rear yard setback requirements of 30 feet. For these reasons, the proposal does not satisfy MCC 11.15.2172(C)(3).

- D. *The dwelling will not require public services beyond those existing or programmed for the area.* [MCC 11.15.2172(C)(3)]

Applicant's Response

The development of a non-resource home-site will not require public services over those that are existing or programmed. Water will be provided by well, and the site will be evaluated for on-site sewage disposal. Power and telephone are readily available to the site, and no road improvements to Skyline Boulevard will be required.

Staff Comment

For the reasons stated by the applicant, the proposal satisfies MCC 11.15.2172(C)(4).

- (5) *The owner shall record with the Division of Records and Elections a statement that the owner and the successors in interest acknowledge the rights of owners of nearby property to conduct accepted forestry or farming practices.*

Compliance with this requirement is a condition to be fulfilled prior to issuance of a building permit. For this reasons, the proposal satisfies MCC 11.15.2172(C)(5).

5. Compliance with Residential Use Development Standards

- A. *Fire Safety Measures*

Planning Commission Comment

The information on the site plan submitted with the application does not indicate 30-foot fire lanes between the proposed residence and adjacent forested areas. Although

- (H) *The dwelling shall be attached to a foundation for which a building permit has been obtained.*
- (I) *The dwelling shall have a minimum floor area of 600 square feet.*
- (J) *The dwelling shall be located outside a big game habitat area as defined by the Oregon Department of Fish and Wildlife or that agency has certified that the impacts will be acceptable.*

4. **Compliance with Non-Resource-Related Dwelling Approval Criteria**

This proposal satisfies the applicable approval criteria as follows:

- A. *The lot size shall meet the standard of MCC 11.15.2178(A) or .2182(A) to (C).[MCC 11.15.2172(C)(1)]*

The site is a Lot of Record under size of the site satisfies MCC11.15.2182(C) because NW Skyline Boulevard, a county-maintained road, separates the site from a parcel having the same owner.

- B. *The land is incapable of sustaining a farm or forest use, . . . [MCC 11.15.2172(C)(2)]*

The site satisfies MCC 11.15.2172(C)(2)(c) because it is a Lot of Record under MCC 11.15.2182(C) and is less than 10 acres in size.

- C. *A dwelling, as proposed, is compatible with the primary uses as listed in MCC 11.15.2168 on nearby property and will not interfere with the resources or the resource management practices or materially alter the stability of the overall land use pattern of the area [MCC 11.15.2172(C)(3)]*

Applicant's Response

The character of the area can best be described as containing a mix of small resource parcels and even smaller non-resource parcels. Directly north of the subject property is a nine-acre non-farm parcel. Slightly to the north and west are two non-resource parcels (8.88 acres and 6.5 acres). Across Skyline Boulevard and slightly to the east is a 10.56-acre resource parcel (no buildings on parcel). Three other parcels directly abut the property to the east and south. The parcels are 30.6, 29.57, and 19.0 acres respectively. All three parcels were recently clearcut and will continue to be used for timber production. Despite being the smallest parcel in the area, the proposal for a non-resource dwelling is consistent with the overall land use pattern in the west Skyline Boulevard area that is characterized by a mix of resource and non-resource parcels.

an on-site well is the intended water supply for the residence, and although the site is in Multnomah County Rural Fire Protection District No. 20, the site plan and other information submitted with the application do not indicate plans for maintaining an on-site water supply and fire-fighting equipment sufficient to prevent the spread of a fire from the residence to adjacent forested lands. For these reasons the proposed residence does not meet MCC 11.15.2194(A).

B. *... access drive at least 16 feet wide ...*

As shown on the site plan, the proposal complies with the provisions of MCC 11.15.2194(B).

C. *... proximity to a publicly maintained street ...*

As shown on the site plan, the proposed home site is capable of meeting MCC 11.15.2194(C).

D. *... driveway in excess of 500 feet ...*

The driveway to the proposed residence is less than 500 feet long.

E. *... located on [the least productive] portion of the lot ...*

This criterion is not applicable in that the proposal is for a non-resource-related residence on a 1.21-acre site.

F. *... setbacks of at least 200 feet ... except:*

Given the site's area and dimensions, this criterion will be satisfied to the extent possible

G. [construction to meet either building code or mobile home standards]

Any residence on either parcel must meet either the building code or mobile home code; no other permissible options exist.

H. *The dwelling shall be attached to a foundation for which a building*

Please refer to G above.

I. *The dwelling shall have a minimum floor area of 600 square feet.*

No permit will be approved unless the floor area meets this requirement.

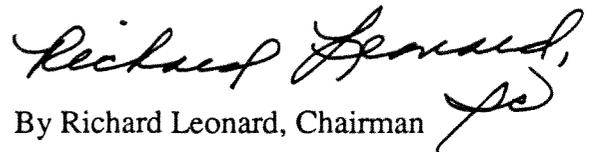
J. *... located outside a big game habitat area ...*

The site is not inside a big game habitat area as defined by the Oregon Department of Fish and Wildlife.

Conclusion:

1. The proposal does not meet the approval criteria for a non-resource related dwelling in the MUF zoning district.

Signed September 3, 1991


By Richard Leonard, Chairman

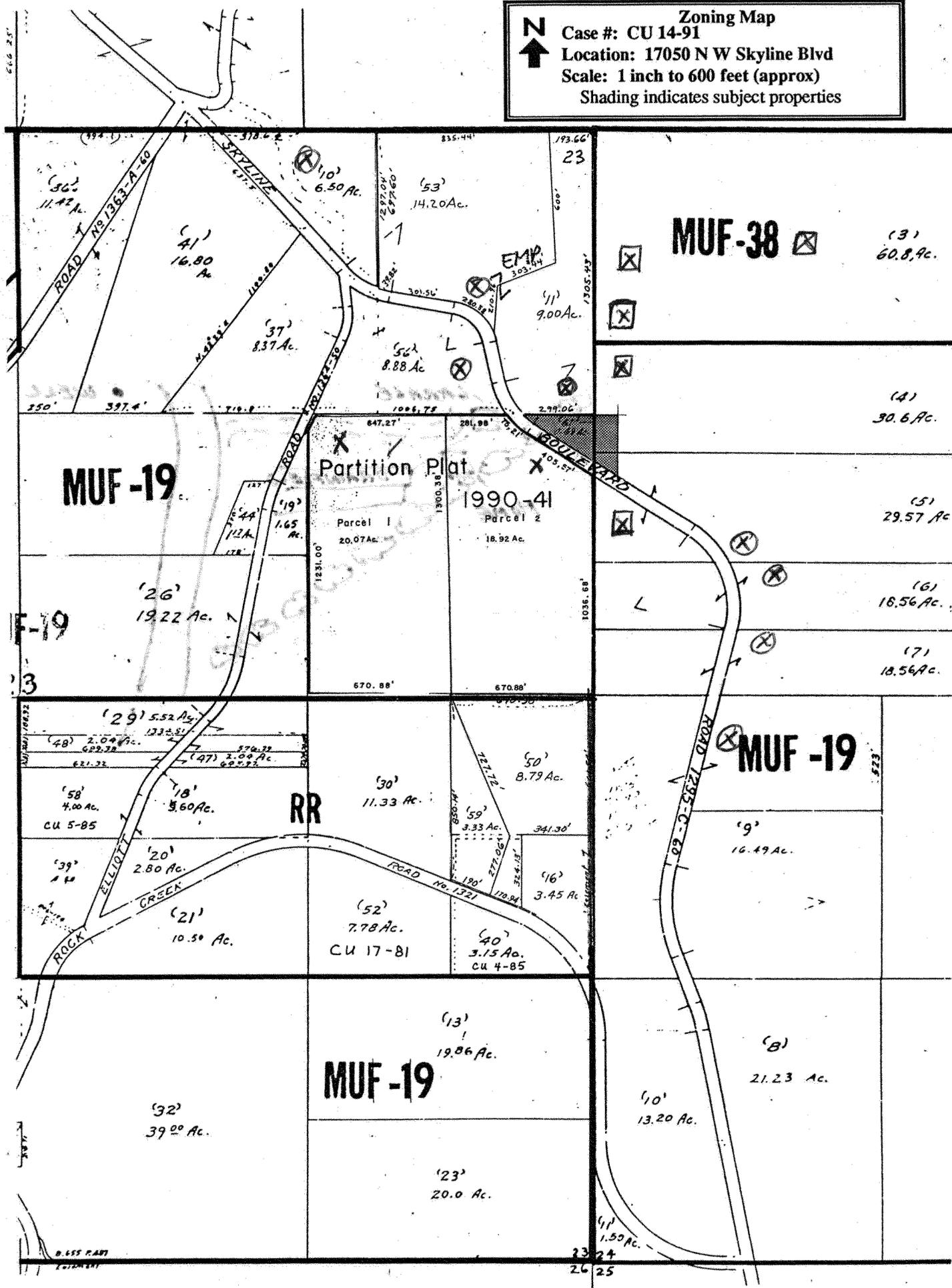
Filed with the Clerk of the Board on September 13, 1991

Appeal to the Board of County Commissioners:

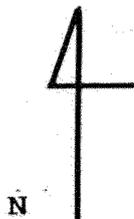
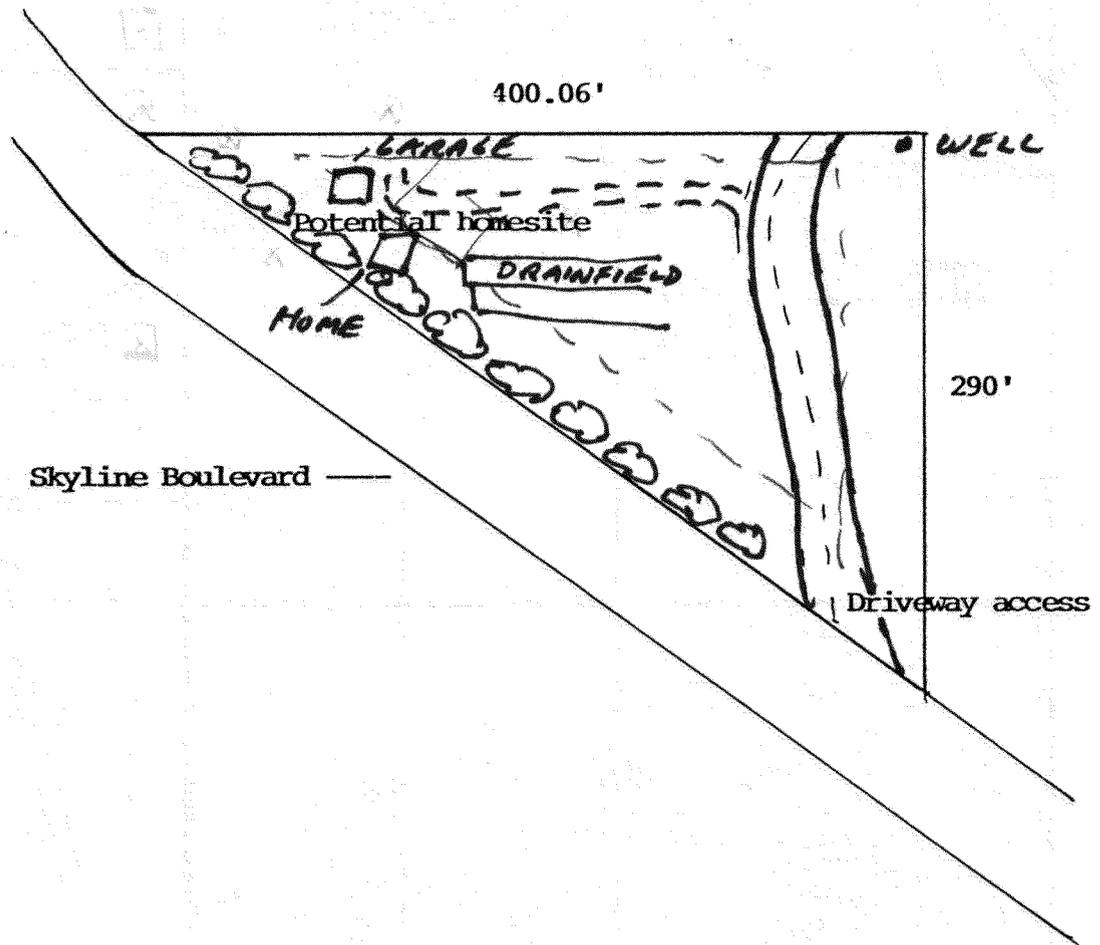
Any person who appears and testifies at the Planning Commission hearing, or who submits written testimony in accord with the requirements on the prior Notice, and objects to their recommended Decision, may file a Notice of Review with the Planning Director on or before 4:30 p.m. on Monday, September 23, 1991 on the required Notice of Review form which is available at the Planning and Development Office at 2115 SE Morrison Street.

The Decision on this item will be reported to the Board of County Commissioners for review at 9:30 a.m., Tuesday, September 24, 1991 in Room 602 of the Multnomah County Courthouse. For further information, call the Multnomah County Planning and Development Office at 248-3043.

Zoning Map
Case #: CU 14-91
Location: 17050 N W Skyline Blvd
Scale: 1 inch to 600 feet (approx)
Shading indicates subject properties



Site Plan



Scale 1" = 100'

1
2
3 BEFORE THE BOARD OF COUNTY COMMISSIONERS
4 FOR MULTNOMAH COUNTY, OREGON

5 In the Matter of Review of the September
6 3, 1991 Planning Commission Decision
7 denying a Conditional Use Request for
8 Development of Property with a Non-
9 Resource Related Single Family
Residence, for Property Located at 17050
NW Skyline Boulevard. CU 14-91

ORDER
91-145

10 WHEREAS, Applicant's request for approval of a non-resource
11 related dwelling on a 1.21 acre parcel in the MUF-19 zoning
12 district was denied by the Planning Commission on September 3,
1991; and

13 WHEREAS, Applicant appealed the decision to this Board which
14 set the matter for hearing on the record at 9:00 a.m. on October
8, 1991, at which time three members of the Board heard testimony
on behalf of the applicant; and

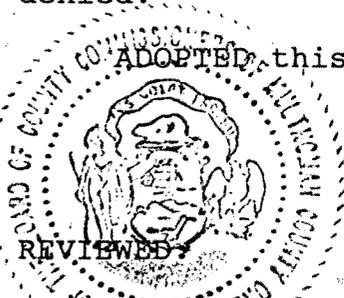
15 WHEREAS, at the conclusion of the presentation on behalf of
16 the Applicant, the Board failed to adopt a motion to reverse the
Planning Commission decision by a vote of two to one in favor of
the motion.

17 NOW, THEREFORE, THE BOARD ORDERS:

18 1. By virtue of the provisions of Section 3.40 of the
19 Multnomah County Charter, Board decisions require the affirmative
20 vote of three members of the Board. The failure of the motion
before the Board to obtain three affirmative votes results in no
action by the Board.

21 2. County Counsel advises the result of the vote is to
22 leave standing the Planning Commission's decision denying the
23 application because that decision could stand as an independent
24 decision absent Board action affecting it on appeal. Further,
the failure to receive the required affirmative votes means the
applicant did not satisfy the applicant's burden of proof to show

1 all criteria were met. As a result, the application is deemed
2 denied.



3 ADOPTED this 9th day of October, 1991

4 By: *Rick Bauman*
5 Rick Bauman, Chair pro tem
6 Multnomah County, Oregon

7 LAURENCE KRESSEL, COUNTY COUNSEL
8 FOR MULTNOMAH COUNTY, OREGON

9 By: *John L. DuBay*
10 John L. DuBay
11 Chief Assistant County Counsel

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1991 OCT -9 PM 3:55
MULTNOMAH COUNTY
OREGON

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DATE SUBMITTED 9-26-91

(For Clerk's Use)
Meeting Date OCT 08 1991
Agenda No. B-3

REQUEST FOR PLACEMENT ON THE AGENDA

Subject: CIC Briefing

Informal Only* 10-8-91
(Date)

Formal Only _____
(Date)

DEPARTMENT CIC

DIVISION NON-DEP

CONTACT Carol

TELEPHONE 248-3450

*NAME(S) OF PERSON MAKING PRESENTATION TO BOARD Michael Schultz & CIC members

BRIEF SUMMARY Should include other alternatives explored, if applicable, and clear statement of rationale for the action requested.

Annual Report
Time Certain - 9:30.

(IF ADDITIONAL SPACE IS NEEDED, PLEASE USE REVERSE SIDE)

ACTION REQUESTED:

INFORMATION ONLY PRELIMINARY APPROVAL POLICY DIRECTION APPROVAL

INDICATE THE ESTIMATED TIME NEEDED ON AGENDA 30 min

IMPACT:

PERSONNEL
 FISCAL/BUDGETARY
 General Fund
 Other NONE

BOARD OF
COUNTY COMMISSIONERS
1991 SEP 27 AM 10:30
MULTNOMAH COUNTY
OREGON

SIGNATURES:

DEPARTMENT HEAD, ELECTED OFFICIAL, or COUNTY COMMISSIONER: John Leary

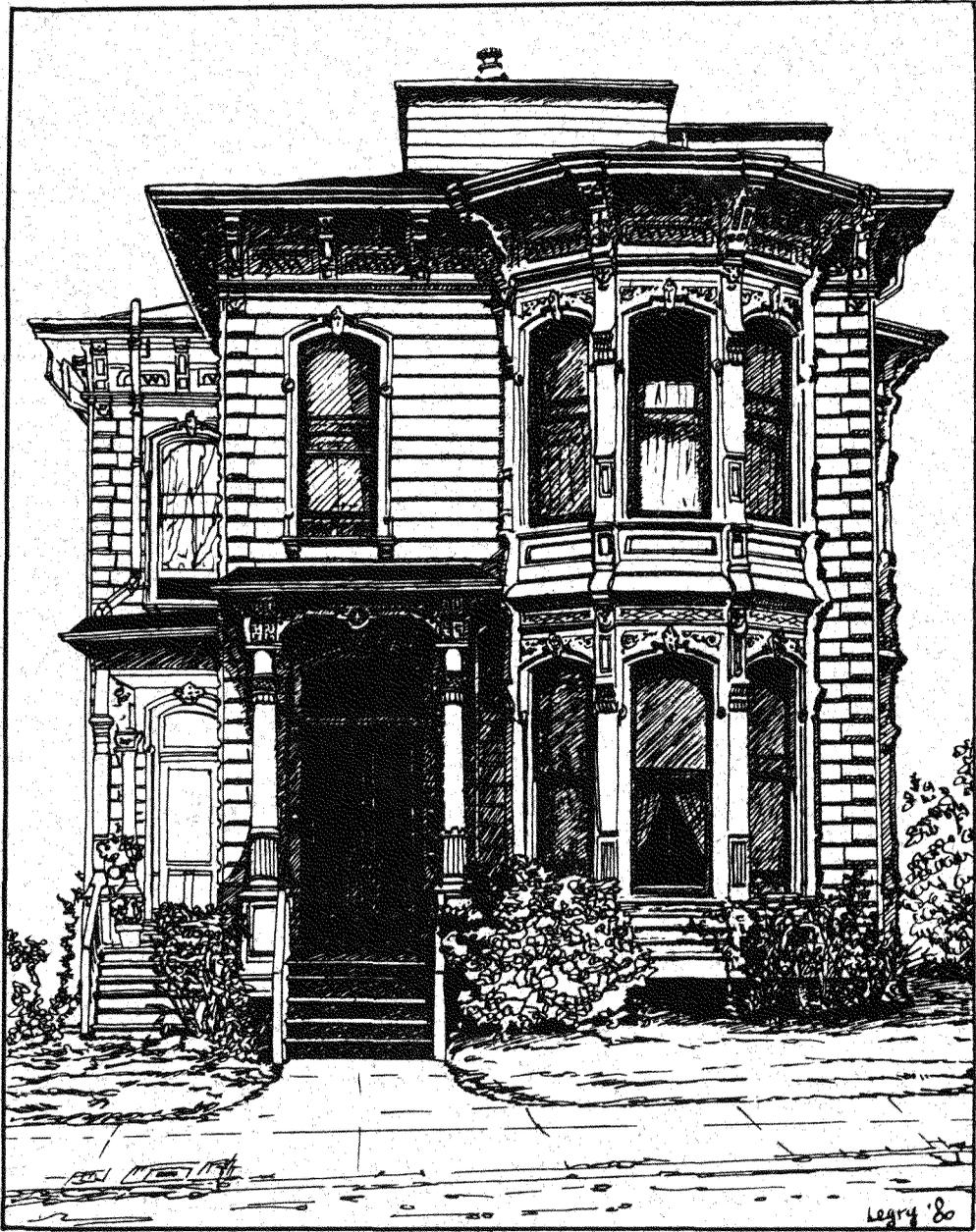
BUDGET / PERSONNEL _____

COUNTY COUNSEL (Ordinances, Resolutions, Agreements, Contracts) _____

OTHER _____
(Purchasing, Facilities Management, etc.)

NOTE: If requesting unanimous consent, state situation requiring emergency action on back.

Multnomah County Citizen Involvement Committee



**Annual Report
1990 - 91**

**CIC MEMBERSHIP ROSTER
1990-91**

Robin Bloomgarden

Pat Bozanich

Phyllis Cole

Chuck Herndon

Richard Levy

Jane Netboy

Angel Olsen

Dennis Payne

Ron Pennington

Jean Ridings

Mary Schick

Michael Schultz

Pete Smith

David Soloos

Vivian Starbuck

Joy Stricker

Rachel Summer

Karma Sweet

Mike Zollitsch

VOLUNTEERS

Marlene Byrne

Bob Luce

STAFF

Bessie Barnett - Senior Employment Program

Michael LeMarte - Senior Employment Program

Carol Ward - Legislative Administrative Secretary

Gloria Fisher - Policy & Publication

John Legry - Executive Director

ANNUAL REPORT FY1990-91

of

CITIZEN INVOLVEMENT COMMITTEE
of Multnomah County, Oregon

I. **CIC Ordinance reviewed, updated.** Major changes include representation tied to Commission Districts with five members each and five additional members in at-large status, for a total of 25 members. **ADOPTED 10-18-90.**

This change broadens participation and selection of CIC representatives, improving the committee's countywide perspective.

II. **CBAC Ordinance reviewed, updated.** Major changes include nomination of five members by the CIC and two from each department. Broadens CBAC responsibility by adding policy and operational planning review for the advice of the Board. **ADOPTED 10-11-90.**

This change recognizes CBAC policy and operational planning review, which has been routinely performed, but not specifically mentioned in the enabling legislation.

III. Assisted development of the **Outside Auditor Selection Committee**, including nomination of two citizens by the CIC.

This development enhances public perceptions of fairness and objectivity in the selection of the county's outside auditor.

IV. Assisted the Board in the public information effort on **Impact of Measure 5** on county services.

This assistance included intensive work by departmental CBACs to produce and publicly present objective impact assessments on county services. Public presentations were made at meetings co-hosted by CIC and the Board of County Commissioners in downtown Portland and Gresham.

This assistance also included the production of a **CONDUIT** issue devoted to county services and the Measure 5 impact assessments.

[Note: Copies of the CBAC Impact Reports are available from the Office of Citizen Involvement by calling 248-3450].

V. Produced VOLUNTEERS IN POLICY ROLES, a training manual for elected and appointed citizen advisory boards, commissions, task forces and steering committees.

CIC has successfully used this manual as the basis of board training for the Rockwood Safety Action Team. CIC has also received requests for information from counties in Oregon, Florida, Colorado, Illinois, and North Carolina.

This guide was developed in connection with the Executive Director's assignment to the NACo Task Force on Volunteers in county government.

VI. Continued participation as required by ordinance in Dedicated Fund Review.

This year the Central CBAC reviewed the dedicated funds of the Department of Environmental Services.

[Note: Copies of the findings report are available through the Office of Citizen Involvement by calling 248-3450].

VII. Continued to monitor METRO Urban Growth Goals process, with one CIC member assigned to the METRO Technical Advisory Committee, representing the citizens of Multnomah County in this important regional planning activity.

CIC has also advised METRO councilors interested in creating a citizen advisory process for METRO. Stressing ACCESS and ACCOUNTABILITY, CIC advocates a committee composed of representatives of existing citizen participation organizations, independently governed by the regional citizen committee, rather than by METRO administration.

VIII. At its Annual Retreat, CIC developed and subsequently adopted Five-year Goals and Workplan.

Highlights include:

1. Development of AREA TEAMS comprised of district representatives to maintain regular communication with district grassroots organizations.
2. Development of a strong OUTREACH program, including:
 - a. RECRUITMENT to encourage greater citizen participation/involvement generally.
 - b. TRAINING for citizens in county services and citizen involvement opportunities.
 - c. CURRENT AWARENESS of county issues and concerns, such as, strategic planning, budget reductions, etc.
3. Development of a fully-coordinated SUBCOMMITTEE structure designed to meet the Five-year Goals of CIC. [See also: OUTREACH Subcommittee Report, pg.].

IX. Information and Referral. The Office of Citizen Involvement routinely filled requests for information and referral for citizens, agency officials, and elected policymakers on county services, assistance with specific problems, detailed advice on policy or operational concerns, and both intergovernmental and non-governmental matters. The Office handled 1500 short-answer and 250 detailed I&R calls during the year.

X. Board Training and Networking received increased emphasis during FY1990-91.

Highlights include:

1. Development and training assistance for Rockwood Safety Action Team Community Advisory Board (SATCAB).
2. County/CIC presentations at: ECCCO; David Douglas neighborhood associations; Mt. Scott Kiwanis; Portland Cable Access panel on Citizen Participation; Paragon cablecast on Measure 5 (with Commissioners McCoy and Baumann, and Sheriff Skipper); Columbia Christian College Student Body; Portland Future Focus; and neighborhood coalition/association meetings countywide.
3. As Steering Committee participant, assisted development of SEUL Neighborhood Coalition Leadership Training Conference funded by OCF.

XI. Conclusion.

CIC is pleased to report its organizational development and continuing effort to improve its partnership relationships with our elected policymakers, as we work together in the County's common interest.

CIC is also encouraged by the Board's re-examination of the county's MISSION and PRIORITIES, working with the active participation and timely involvement of the County's lay citizens.

CIC is less pleased with the 12% CUT to its FY91-92 Budget. Since the county has never quantified the terms "adequate" and "sufficient" -- as used in the Charter and enabling ordinance to set CIC's funding basis -- CIC continues to "play catch-up" in its effort to define and advance the county's citizen involvement program.

Clearly, CIC is developing a cohesive, well-networked citizen involvement program with true grassroots orientation. CIC's countywide perspective is unmatched by other interests which compete for the attention of our elected policymakers.

Hopefully, the Board continues to see the reason for working cooperatively with CIC in the public interest. CIC is pledged to that end, but cannot fulfill its mission without the support of its elected policymakers.

CIC particularly thanks Chair McCoy, and our liaison Commissioner, Sharron Kelley, for their courtesy and assistance over the past year.

Respectfully submitted:

Charles Herndon

Charles Herndon, Chair
for Citizen Involvement Committee
FY1990-1991

AFFIRMATIVE ACTION STATISTICS

1991

CBACS

50 members (8 committees)
5 African American
14 women
2 disabled
1 Native American

Central CBAC

9 members
1 woman

CIC

19 members
1 African American
1 Native American
11 women
1 disabled

1990

56 members

11 African American
1 Latino
3 Native American
18 women
1 disabled

8 members

5 women

District 1 (3)

2 (5)

3 (3)

4 (5)

At large (3)

*NW Environ Advocates

*United Way

*Parks Commission

OUTREACH COMMITTEE REPORT

July 1, 1990 - June 30, 1991

I. **MULTNOMAH COUNTY FAIR.**

Developed handouts with CIC information. 2500 distributed. Bad location made for light attendance. Shared booth made for cramped conditions. CIC will **de-emphasize** its participation in the fair in order to concentrate on events with greater public contact potential for CIC matters.

II. **NEWSLETTER.**

Designed sample formats. Discussed content, audience, distribution, and funding needs. Lack of budget encouraged the committee to seek grant or other funding to support the newsletter. CIC's budget for FY91-2 will not permit internal funding for this purpose.

III. **AREA TEAMS/OUTREACH PRESENTATIONS.**

Created basic kit to take to grassroots organizations: CIC brochure; questionnaire for grassroots concerns/needs; and, current issue of **CONDUIT** or other CIC publication of general or immediate interest. Lack of budget. Need for more members to contribute to Area Team effort.

Positive Results: Preliminary work on the Area Teams is now complete. Networking is advanced with each visit.

IV. **CIC HANDBOOK.**

Produced CIC Members' Handbook. This loose-leaf binder contains relevant Charter information, ordinances, goals and mission statement, county briefing papers, etc. for all CIC members. The book is designed to be updated as occurring to eliminate the need for reprint and wholesale revision at higher potential cost.

Positive Results: CIC Members' Handbook is produced and distributed.

V. **OTHER.**

Karma Sweet resigned as committee chairperson. David Soloos was appointed to succeed her.

The committee thanks Karma for her hard work in putting its agenda together during the first developmental year .

CONCLUSION

It is essential that the citizens of Multnomah County receive objective information in a timely manner on matters of government which affect their lives. Equally essential, citizens must know how and where to access their government for needed services.

This past year, the Committee designed a basic outreach program to respond to these needs. The whole membership of CIC should consider itself as ambassadors to the citizenry, and as informal members of the Outreach Committee.

Historically, lack of funding for outreach has severely inhibited the ability of CIC to fulfill its charter mission. The support of CIC and of the Board of County Commissioners is vital to the success of this committee's efforts.

Happily and finally, the Committee gives a special thanks to Carol Ward of CIC staff for her hard work this past year. Carol, you were great!

Respectfully Submitted,

THE OUTREACH COMMITTEE

David Soloos, Chairperson
Karma Sweet, Past Chairperson
Angel Olsen, Gresham - Lanita Duke, NE Portland - Rachel
Summer, SE Portland - Joy Springer, SW Portland - Michael
Zollitsch, N Portland - Lora Creswick, Sauvie's Island -
Franklin Jenkins, E Portland.

VOLUNTEER AWARDS CEREMONY COMMITTEE

The Fourth Annual Volunteer Awards Ceremony was held at the May 2nd meeting of the Board of County Commissioners, with 60 volunteers recognized for their service to the County and county funded agencies.

County Departments and organizations were invited to nominate their volunteers for recognition. All departments except the Department of Community Corrections nominated volunteers, as did a number of County-funded programs. This year two "outside" persons nominated recipients, Senator Dick Springer and Vincent Wannassay, a 1990 recipient.

A special effort was made again this year to insure that people of color were included. As a result, at least 14 recipients were ethnic minorities. Several of these were medical students who volunteer for the Neighborhood Health Clinics.

Mary Schick, Chair

Carol Ward, Staff
Gloria Fisher, Staff

Annual Report of The Conduit
Prepared by
Michael Schultz, Chair

Effective citizen involvement requires appropriate and timely information. The Conduit, which is published by the Citizen Involvement Committee, is a primary resource for disseminating appropriate and timely information to Multnomah County citizens. Since commencing publication, The Conduit has received a national award from the National Association of County Information Officers as well as community recognition for providing vital information related to issues affecting Multnomah County residents.

Decisions regarding information contained in The Conduit are made by members of The Conduit Committee, which is a subcommittee of the larger Citizen Involvement Committee. 1990/91 membership of the Conduit Committee consisted of the following individuals: Michael Schultz, Chair; Phyllis Cole, Vice Chair; Mary Schik, Marlene Byrne, Martha White, and Bob Luce. This past year the Conduit Committee held four planning meetings resulting in the publication of three separate issues.

Traditionally, the goal of the Conduit Committee is to publish four issues a year. Due however to the infamous arrival of "Ballot Measure Five" and its passage by the voters, committee members felt that The Conduit should especially focus on providing appropriate and timely information related to this topic. In order to do so, the Committee had to plan issues around the November election and the county's budget setting process. Therefore, these time constraints prohibited the committee from reaching its full goal to publish four specific issues during this past year.

The November 1990 issue described programs and services provided by the county as well as information on the ballot measures and assessed impact each ballot measure would have upon county government. The Committee followed the county's budget setting process through the winter months and in the April 1991 issue described the post- "Measure Five" county budget setting process to county residents. Information contained in the April issue included recommendations prepared by the Office of Budget and Planning, Citizen Budget Advisory Committees and The Citizens' Committee on City, County Service Consolidation. Finally, as was done in the spring of 1990, the Committee dedicated its June 1991 issue to providing important information to county residents regarding summer youth employment and recreation opportunities.

The November 1990 election and implementation of "Ballot Measure Five" contributed to the making of a challenging year for Multnomah County residents. In regards to this fact, The Conduit Committee is pleased to have had the opportunity to provide important and timely information to the citizens' of Multnomah County over the past year.

MS:cc

CENTRAL CITIZEN BUDGET ADVISORY COMMITTEE
Richard Levy, Chair

Ordinance Amendment

The Central Citizen Budget Advisory Committee wrote amendments to the CBAC ordinance to make the following changes: expands role of CBACs; allows for replacing non-participating members; establishes Central Citizen Budget Advisory Committee and changes membership to one representative elected by each CBAC and a Chair appointed by the Citizen Involvement Committee, removes the Library from the Non-Departmental CBAC.

An agreement was reached with the Department of Human Resources Central Advisory Committee Board to retain that board as the CBAC and to give the CIC the authority to nominate twelve of the sixteen members. The amendment with this change will go to the Board of County Commissioners soon.

The Library Board, which under the ordinance creating it, acts as the department's CBAC, was invited to elect a member to the Central CBAC. As of this date, the Library Board has not participated.

CCBAC Composition

The new composition of the Central CBAC -- one member elected from each CBAC rather than the Citizen Involvement Committee member of each CBAC -- has clarified and strengthened the ties between the CIC and the CBACs. Attendance at CCBAC meetings was good and the discussions fruitful.

Measure 5 Study

In response to a request by the Chair, the Citizen Budget Advisory Committees estimated the affect of a 17 percent across-the-board cut on the departments in case Measure 5, the property tax limitation initiative, was adopted. These reports were presented to the public at two public hearings, held in Portland and in Gresham.

Budget Recommendations

The Citizen Budget Advisory Committees developed budget recommendations based on "zero based budgets", 10% and 25% budget reductions and again on Tier 1, 2, and 3 priorities developed by the Board of County Commissioners.

Central CBAC Recommendations

The Central CBAC made a series of recommendations:

- a. County priority should remain health and safety.
- b. A Citizen Task Force should be named to examine the structure and function of county government to determine where reorganization and consolidation should occur.
- c. The County should adopt an energy savings policy.
- d. Strategic Planning should continue.
- e. Consideration of mergers should include the fact that the greatest savings are made from merger of like functions.
- f. Be sensitive and innovative.
- g. Reduce staff where necessary.
- h. Consolidate information officers into one office responsible for public and press information for the county.
- i. Develop a referral center that would provide information and referral to the proper city, county, state or other department.
- j. Develop a Park Enterprise Fund to receive funds from recreational facilities and fund parks, recreation and natural areas.
- k. Fund at least four of the teen centers, continue the Community Health Nursing Program and fund at least two dental clinics.

Revenue enhancement:

- a. The County should not seek additional sources of revenue until the 1991-92 budget is adopted, with budget constraints.
- b. Make every effort to collect business personal property taxes at true market value, as required by law.
- c. Examine current fee structures and apply fees to optional services where appropriate.

Joint City/County Citizen Budget Advisory Committee

Along with the Bureau Advisory Coordinating Committee of the City of Portland, the Citizen Involvement Committee and the Central CBAC established a City/County Citizen Committee on Service Consolidation. The "Joint CBAC" published two reports, one on general service areas and one on public safety. They are currently working on the specific areas of parks, personnel, public safety support services, and land use planning. They have built working relationships with the Chambers of Commerce committee, the City of Gresham and METRO.

Dedicated Fund Review

The Central CBAC reviewed the dedicated funds of the Department of Environmental Services -- Assessment District Operating Funds; Assessment District Bond Sinking Fund; Natural Areas Acquisition Fund; County Fair Fund; Exposition Center Capital Fund; Parks Development Fund; Recreation Facilities Fund; Capital Improvement Fund; Justice Facilities Bond Fund; Tax Title Land Sales Trust Fund; Lease/Purchases Project Fund; Fleet Management Fund; Road Fund; Bridge Fund; Bicycle Paths Construction Fund; Corner Preservation Fund -- and made specific recommendations.

The Central CBAC advised, in addition to recommendations on individual funds, that enterprise funds be established where appropriate. The CCBAC recommended further study of the Department of Environmental Services CBAC recommendation that an enterprise fund be established for parks and recreational facilities.

Summary

The CBAC and the Central CBAC accepted added responsibility this year in response to the Chair and Board of County Commissioner's request. A study of the potential effect of Measure 5 on County programs was completed; the budget process was complicated by several shifts in the scenario -- from across the board cuts of varying amounts to priorities developed by the Board of County Commissioners.

The Central CBAC's efficiency and coordination between the Central CBAC and the individual CBACs was enhanced by the change in membership to elected representatives of the CBACs.

CBAC Membership 9/91

	R	S	Age	Approx. Res.	Employment
Sheriff CBAC					
Robert Colclessor	W	M		Corbett	business
Richard Getgen	W	M		West	grocery mgr.
Richard Weaver, C,R	W	M	58	Mid Co	VP, NW Nat.Gas
Floyd Geller	W	M	57	Mid Co	optometrist
Lora Creswick*	W	F	45	Sauvie	graphic artist, cons.
Gabriel Enyinwa	B	M	44	SE	grad stud, planning
vacancy					
Non-Departmental					
Robin Bloomgarden*R	W	F	39	NE	property mgmt.
Ron Goodman	W	M	35	NE	student, tv
Mary SchwoeffermannC	B	F	42	SE	student, fmr social wk
Bob Tepper	W	M	70	SW	ret. county, fed mgr.
Paul Eisenberg	W	M	45	NE	developer
Norma Broussard	B	F	50	N	business (self)
vacancy					
Environmental Services					
Mark Jones	W	M	35	SE	
Bob Luce	W	M	68	Mid Co	retired electrician
Mike Zollitsch*R	W	M	35	NE	State Env. Serv.
Richard Leonard C	W	M	55	SW	Architect firm
Charles Becker	W	M	60	Gresh	Prof., PSU
Harvey Garnett	B	M	55	SE	Tri-Met comm. rel.
Claudia Fisher	W	F	48	NE	Planner
Community Corrections					
Larry McCagg R	W	M	56	Mid Co	minister
Floyd Cummings	W	M	60	SE	ret. SS administ.
Amy Peterson	W	F	37	SE	security consult.
Richard Pomeroy	W	M	64	NW	ret. fed. mgr.
Jane Netboy*	W	F	51	NW	unem (legis. aid)
Waymon Cowley	B	M	30	NE	hospt. stores
Isadore Maney	B	M	67	NE	Ret. st. emp. couns
Douglas Tracey C	WM		40	NE	professional
District Attorney					
Jack Pessia R	W	M	43	SE	Bar association
Michael Williams* C	W	M	44	SE	atty, civil
Robert Jones	W	M	66	Mid Co	BPA atty, ret
Andy Thaler	W	M	45	SW	print bus.
Mollie Wienstein	W	F	50	N	atty, st. AFS
Sara Lamb	A	F	50	SE	Kaiser Res., mgr
vacancy					

Auditor'

Keith Crawford C	NA M	35	SE	CPA, self emp.
Thomas Kessler	W M	31	SE	CPA, self emp
Jeremy Grand R	W M	47	SW	computer cons.
Richard Levy	W M	55	NE	real estate
Ron Pennington*	W M	50	Gresh	retired machinist
vacancy				
vacancy				

Human Services

Martha White	W F	66	SW	ret. teacher
Doug Montgomery	W M	50	NE	BPA mgt analyst
Kathleen Arnold	W F	38	NE	health pro. dir.
Carole Murdock R	W F	42	Gresh	homemaker
Joy Hicks	B F	45	N	teacher
Winnie Francis	W F	70	NE	ret. st. counselor
Joe Condon	W M	49	NE	prog. coord. PPS
Victor Leo	A M	36	SE	social work supr.
Luanna Shipp	W F	53	SE	ret/disabled
Don McGillvray*	W M	45	SE	unemployed
Muriel Goldman C	W F	65	SW	homemaker
Bobbi Gary	B F	65	SE	ret. social wkr.
Marina Anttila	H F	40	NE	temp; homemaker
Luis Machorro	H F	50	NE	?
vacancy (Health Council)				
vacancy (Juvenile Serv.)				

* Citizen Involvement Committee member
 C Chair
 R Central CBAC representative

Age: approximate or estimated, to show range

Meeting Date: OCT 0 8 1991

Agenda No.: B-4

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: Exempt Payroll Issue Briefing

BCC Informal October 8, 1991 BCC Formal _____
(date) (date)

DEPARTMENT Non DIVISION Finance

CONTACT David Boyer TELEPHONE 248-3312

PERSON(S) MAKING PRESENTATION David Boyer

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 15 to 30 minutes

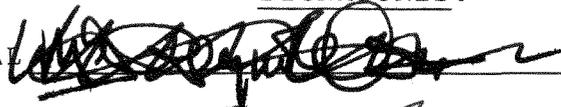
CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: _____

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

Brief the Board on exempt payroll as requested during budget process.
See attached memo

(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL 
Or
DEPARTMENT MANAGER  

BOARD OF
COUNTY COMMISSIONERS
MULTNOMAH COUNTY
OREGON
1991 OCT - 1 PM 3:36

(All accompanying documents must have required signatures)



MULTNOMAH COUNTY OREGON

BOARD OF COUNTY COMMISSIONERS
GLADYS McCOY
PAULINE ANDERSON
GARY HANSEN
RICK BAUMAN
SHARRON KELLEY

DEPARTMENT OF GENERAL SERVICES
PORTLAND BUILDING
1120 SW FIFTH, 14TH FLOOR
PORTLAND, OR 97204-1934

AT OTHER LOCATIONS:

OFFICE OF THE DIRECTOR
EMPLOYEE SERVICES (503) 248-3303
FINANCE (503) 248-5015
LABOR RELATIONS (503) 248-3312
(503) 248-5135

ADMINISTRATIVE SERVICES (503) 248-5111
ASSESSMENT & TAXATION (503) 248-3345
ELECTIONS (503) 248-3720
INFORMATION SERVICES (503) 248-3749

MEMORANDUM

TO: Board of County Commissioners
FROM: David A. Boyer, Finance Director *DB.*
DATE: September 27, 1991
SUBJECT: Exempt Payroll

The purpose of the Exempt Payroll briefing is to receive policy direction from the Board of County Commissioners regarding the Exempt Payroll Plan.

Finance, Employee Services, Labor Relations, and Information Services Division is recommending the following:

1. Exempt employees be paid semi-monthly. We believe this is the most equitable way to treat exempt employees. Our rationale is that all County employees should eventually be on the same payroll cycle. Having all employees on the same cycle will reduce payroll processing costs and time. Based on past discussion with the Union, we believe that a monthly payroll would not be acceptable, whereas a semimonthly cycle may be negotiable at some future date.
2. That pay periods be the 1st through the 15th, and 16th through the end of the month. Pay dates are to be the 7th and the 22nd of each month. This gives Payroll five working days to process the payroll.
3. That Anniversary Dates of Exempt employees hired between the 1st and the 15th of the month be set at the 1st of the month, and employees hired between the 16th and the end of the month be set at the 16th. This will save administration time for Payroll, Employee Services, and all departments.
4. That the Implementation Date be January 1, 1992. This will give ISD and Payroll time to make the necessary changes to the payroll system.

Attached are two exhibits which summarize the reasons for changing the Exempt payroll practices, the estimated cost associated with the conversion and the estimated additional interest earnings that may be gained. Also included is the information requested regarding a monthly payroll system.

Board of County Commissioners
September 27, 1991
Page 2

The Exempt Payroll Plan policy direction received from the Board will be incorporated into the Exempt Compensation Ordinance. If you have any questions before the briefing, please contact me.

1784F/DAB/ljd

Attachments

c: Marge Hough
Irene Khavari
Curtis Smith
Payroll

Exhibit I
Multnomah County Oregon
Exempt Payroll Conversion

- 1) The purpose of the model is:
- To come into compliance with FLSA
 - To ensure payment of 2088 base hours annualized salary for exempt status employees
 - To seek an opportunity for cost savings/interest revenue

- 2) The model used for the exempt payroll feasibility study includes an estimated conversion cost to achieve implementation. The estimate is \$50,600 comprised of the following:

ISD Exempt Payroll Cost Estimate	\$33,600
Finance Division-Payroll Section	11,800
Sheriff's Office - SOTARS	3,400
Timekeeper's Training	<u>1,800</u>
Total estimate	50,600

- 3) The ongoing cost for running an additional payroll system for exempt employees is approximately \$14,000 annually.
- 4) The estimated interest earnings on delaying exempt employees and realted deduction will result in the following:

	<u>Semi-Monthly</u>	<u>Monthly</u>
91-92	\$15,800	\$37,700
92-93	\$61,300	107,100

5) The following is the estimated net (costs) savings to the General Fund:

Exempt Semi-Monthly

	<u>1991-92</u>	<u>Annualized</u>
Interest	\$15,800	\$61,300
Conversion Costs	<50,600>	0
Payroll Processing Costs	<7,000>	<14,000>
Additional Hours 12/30 & 12/31 ¹	<u><40,000></u>	<u>0</u>
1991-92 Net	<u><80,800></u>	<u>\$47,300</u>

Exempt Monthly

	<u>1991-92</u>	<u>Annualized</u>
Interest	\$37,700	\$107,100
Conversion	<50,600>	0
Payroll Processing Costs	<3,500>	<7,000>
Additional Hours 12/30 & 12/31 ¹	<u><40,000></u>	<u>0</u>
1991-92 Net	<u><56,400></u>	<u>\$100,100</u>

6) If, through union negotiations, all employees County-wide agree to payment on a semi-monthly frequency, the potential earning is \$359,200 minus whatever additional costs would be incurred for conversion (ISD, Payroll, Sotars, Timekeepers). No additional payroll processing costs would be incurred.

¹ Calculation

<u>Description</u>	<u>Hours</u>
13 pay periods 7/1/91 to 12/27/91 (13x80)	1,040
Half year of 2088 12/30 & 12/31	1,044
	<u>16</u>
	2,100
Less Current Budget	<u>2,096</u>
Additional Hours	<u>4</u>

1761F

Meeting Date: OCT 0 8 1991

Agenda No.: B-5

(Above space for Clerk's Office Use)

AGENDA PLACEMENT FORM
(For Non-Budgetary Items)

SUBJECT: Update on the Columbia Gorge Planning Process

AGENDA REVIEW/
BOARD BRIEFING October 8, 1991 REGULAR MEETING _____
(date) (date)

DEPARTMENT Non-Departmental DIVISION Chair's Office

CONTACT Sharon Timko TELEPHONE 248-3043

PERSON(S) MAKING PRESENTATION Sharon Timko and Kris Olsen Rogers

ACTION REQUESTED:

INFORMATIONAL ONLY POLICY DIRECTION APPROVAL

ESTIMATED TIME NEEDED ON BOARD AGENDA: 15 - 30 Minutes

CHECK IF YOU REQUIRE OFFICIAL WRITTEN NOTICE OF ACTION TAKEN: _____

BRIEF SUMMARY (include statement of rationale for action requested, as well as personnel and fiscal/budgetary impacts, if applicable):

Prior to the adoption of the Management Plan (October 15, 1991) the Multnomah County Board of Commissioners will be updated on the current status of the planning process and the reactions of the other Gorge counties to the proposed Management Plan.

(If space is inadequate, please use other side)

SIGNATURES:

ELECTED OFFICIAL Gladys McCoy

Or

DEPARTMENT MANAGER _____

(All accompanying documents must have required signatures)

MULTNOMAH COUNTY
OREGON
BOARD OF
COUNTY COMMISSIONERS
1991 OCT - 1 PM 3:35