

FROM CONCEPT TO CONSTRUCTION

**Date:** March 27, 2015

**To:** Interested Person

From: Chris Caruso, Land Use Services 503-823-5747 / Chris.Caruso@portlandoregon.gov

# NOTICE OF A TYPE I DECISION ON A PROPOSAL IN YOUR NEIGHBORHOOD

The Bureau of Development Services has **approved** a proposal in your neighborhood. The mailed copy of this document is only a summary of the decision. The reasons for the decision, including the written response to the approval criteria and to public comments received on this application, are included in the version located on the BDS website <a href="http://www.portlandonline.com/bds/index.cfm?c=46429">http://www.portlandonline.com/bds/index.cfm?c=46429</a>. Click on the District Coalition then scroll to the relevant Neighborhood, and case number. If you disagree with the decision, you can appeal. Information on how to do so is included at the end of this decision.

# CASE FILE NUMBER: LU 15-103966 HR WINDOW & DOOR ALTERATIONS AND REPLACEMENTS

## **GENERAL INFORMATION**

Applicant:	Arielle Weedman / Weedman Design Partners 1033 SE Main St, Suite 1 / Portland, OR 97214
Owner:	Michael L Tevis 1646 SE Elliott Ave / Portland, OR 97214-4810
Site Address:	1646 SE ELLIOTT AVE
Legal Description: Tax Account No.: State ID No.: Quarter Section: Neighborhood: Business District: District Coalition:	BLOCK 21 SWLY 30' OF LOT 18 NELY 20' OF LOT 21, LADDS ADD R463304720 1S1E02DB 03100 3232 Hosford-Abernethy, contact Joanne Stainbrook at 503-231-9245. Hawthorne Blvd. Bus. Assoc., contact Hilda Stevens at 503-774-2832. Southeast Uplift, contact Bob Kellett at 503-232-0010.
Plan District:	None
<b>Other Designations:</b>	Contributing resource in Ladd's Addition Historic District
Zoning:	R5 – Single-Dwelling Zone with Historic Resource overlay
Case Type:	HR – Historic Resource review
Procedure:	Type I, an administrative decision with appeal to the Oregon Land Use
	Board of Appeals (LUBA).

### Proposal:

The applicant seeks Historic Resource Review approval for exterior alterations to the Robert & Marian Evans residence, a 1910 Craftsman-style house listed as a contributing resource in the Ladd's Addition Historic District. The proposed work includes the following:

• Two new wood windows in existing openings and one new wood window in a new opening on the west façade;

- One relocated existing window in a new opening and one new wood window in a reduced existing opening on the south façade;
- Removing one third-story door and filling the opening in with new wood lap siding on the east elevation; and
- New wood lap siding and wood trim in altered openings as required, to match exiting material and profiles on the house.

Historic Resource Review is required for exterior alterations to existing structures in the Ladd's Addition Historic District.

#### **Relevant Approval Criteria**:

In order to be approved, this proposal must comply with the approval criteria specified in the Portland Zoning Code. The relevant approval criteria are:

• 33.846 Historic Reviews • Ladd's Addition Conservation District Guidelines

## ANALYSIS

**Site and Vicinity:** The site is located on a 3,966 square foot parcel in Ladd's Addition, fronting SE Elliott Avenue. The site is developed with an existing three-story home originally constructed in 1910 and listed as a contributing resource in the district.

The surrounding development is all single-family residential houses. Most nearby properties are existing, well-maintained homes of similar early twentieth-century vintage as the subject house. The abutting streets are all improved with paved roadways, on-street parking, curbing, street trees, and paved public sidewalks. SE Elliott Avenue is a designated Local Service Bikeway and Local Service Walkway in the Portland Transportation System Plan.

**Zoning:** The Residential 5,000 (R5) base zone is intended to preserve land for housing, and to provide housing opportunities for individual households. The development standards of the R5 zone seek to promote desirable residential areas by addressing aesthetically pleasing environments, safety, privacy, energy conservation, and recreational opportunities. The Ladd's Addition Historic District designation triggers a Historic Design Review process for most exterior alterations within the district. Historic preservation beautifies the city, enhances the city's economic health, and protects significant elements of the city's and region's heritage.

The <u>Historic Resource Protection</u> overlay is comprised of Historic and Conservation Districts, as well as Historic and Conservation Landmarks and protects certain historic resources in the region and preserves significant parts of the region's heritage. The regulations implement Portland's Comprehensive Plan policies that address historic preservation. These policies recognize the role historic resources have in promoting the education and enjoyment of those living in and visiting the region. The regulations foster pride among the region's citizens in their city and its heritage. Historic preservation beautifies the city, promotes the city's economic health, and helps to preserve and enhance the value of historic properties.

<u>Ladd's Addition</u> is Portland's oldest planned residential community (1891) and one of the oldest in the western United States. Ladd's radial street plan marked a dramatic break in Portland's typical grid street pattern. With a formal symmetry echoing Renaissance cities and gardens, the radial streets converge at five formal gardens, which are the showpieces of the community. Parking strips are lines with mature street trees, green archways of elms and maples. The architectural character of Ladd's Addition was established in the three decades following the turn of the century. Although the individual structures represent a variety of styles, including Bungalow, Mission, Tudor and Colonial Revival, they have a continuity of materials, scale, detailing, orientation and setback which creates a sense of architectural uniformity.

Land Use History: City records indicate one prior land use review for this site.

1. LU 82-031347 (VZ 136-82) – Approval of a variance to allow the fire escape to project into the NE side yard 5 feet instead of the allowed 4 feet.

#### Agency Review: Not required.

**Neighborhood Review:** A Notice of Proposal in Your Neighborhood was mailed on **March 6**, **2015**. No written responses have been received from either the Neighborhood Association or notified property owners in response to the proposal.

## **ZONING CODE APPROVAL CRITERIA**

#### Chapter 33.846.060 - Historic Resource Review

#### **Purpose of Historic Resource Review**

Historic Resource Review ensures the conservation and enhancement of the special characteristics of historic resources.

#### Historic Resource Review Approval Criteria

Requests for Historic Resource Review will be approved if the review body finds the applicant has shown that all of the approval criteria have been met.

**Findings:** The site is located within the Ladd's Addition Historic District and the proposal is for a non-exempt treatment not requiring a new foundation. Therefore Historic Resource Review approval is required. The approval criteria are the *Ladd's Addition Conservation District Design Guidelines – Exterior Rehabilitation*.

Staff has considered all guidelines and addressed only those applicable to this proposal.

#### Ladd's Addition Conservation District Guidelines - Exterior Rehabilitation

**1 Façades Oriented to a Street.** In rehabilitating existing buildings, the architectural integrity of street-oriented façades should be maintained. Additions and structural alterations should be limited to the rear and side yard façades and be minimally visible from the street.

**Findings:** The street-oriented front façade will be maintained. The proposal for new windows and one infilled door is limited to the sides and rear of the house. *This guideline is therefore met.* 

**3 Exterior Siding Material.** Restoration and maintenance of original siding materials is encouraged. Materials used on additions should match or be compatible with the predominant materials used on the original structure. Most single family residences and duplexes in Ladd's Addition feature stucco, horizontal wood siding, wood shingles, brick or a combination of these materials. Most commercial and multi-family structures feature stucco or brick. The following materials are discouraged: plywood, used brick, shakes, exposed concrete block and metal.

**Findings:** Any new siding required to infill portions of window and door openings being altered with this proposal will be wood horizontal lap siding that matches siding present on the house in profile, installation method, and paint color. *This guideline is therefore met* 

**6 Windows and Doors.** Original windows and doors, including trim, should be retained or restored. If repair is not feasible, new windows or windows on additions should match or be compatible with original windows in form, materials, type, pattern and placement of openings. On residences, the removal of original wood sash windows and replacement with aluminum sash is especially discouraged. Restoration of commercial storefront windows with large fixed glass panes below and smaller glass panes above is especially encouraged.

**Findings:** The proposed new wood windows will match existing original wood windows in profile and installation. One existing window is being retained and will be relocated to a nearby position on the south elevation. Its trim will be retained and reused as well. The surrounding trim for the new windows will also be wood that

matches the profile and detailing of existing trim on the house. Matching materials and profiles for the new window elements allows these changes to fit into the historic architecture of this contributing resource. This quideline is therefore met

**13 Crime Prevention.** Crime prevention elements should be included in the design with specific attention to landscaping, parking areas, walkways, lighting, entries, and visibility. Windows and entries should not be obscured. Parking areas, walkways, and entries should be adequately illuminated for visibility.

Findings: No changes are proposed for the existing landscaping, parking areas, entries, walkways, or lighting. The new windows will have clear glazing in them that will allow for views of activity happening in the rear and side yards. This quideline is therefore met.

## DEVELOPMENT STANDARDS

Unless specifically required in the approval criteria listed above, this proposal does not have to meet the development standards in order to be approved during this review process. The plans submitted for a building or zoning permit must demonstrate that all development standards of Title 33 can be met, or have received an Adjustment or Modification via a land use review prior to the approval of a building or zoning permit.

## CONCLUSIONS

The purpose of the Historic Resource Review process is to ensure that additions, new construction, and exterior alterations to historic resources do not compromise their ability to convey historic significance. The proposed window and door changes do not negatively impact the style and form of the house as seen from the alley and adjacent streets. By relating to its historic context, the exterior alterations are a well-considered contribution to the historic district. This proposal meets the applicable Historic Resource Review criteria and therefore warrants approval.

## ADMINISTRATIVE DECISION

Approval of Historic Resource Review for exterior alterations to the Robert & Marian Evans residence, a 1910 Craftsman-style house listed as a contributing resource in the Ladd's Addition Historic District, to include the following:

- Two new wood windows in existing openings and one new wood window in a new • opening on the west facade;
- One relocated existing window in a new opening and one new wood window in a • reduced existing opening on the south façade;
- Removing one third-story door and filling the opening in with new wood lap siding on the east elevation; and
- New wood lap siding and wood trim in altered openings as required, to match exiting • material and profiles on the house.

Approved, per the approved site plans, Exhibits C-1 through C-11 signed and dated March 24, 2015, subject to the following conditions:

As part of the building permit application submittal, each of the 4 required site plans A. and any additional drawings must reflect the information and design approved by this land use review as indicated in Exhibits C.1-C.11. The sheets on which this information appears must be labeled, "Proposal and design as approved in Case File # LU 15-103966 HR".

#### Staff Planner: Chris Caruso

**Decision rendered by:** 

on March 24, 2015. By authority of the Director of the Bureau of Development Services

my course

#### Decision mailed March 27, 2015

**Procedural Information.** The application for this land use review was submitted on January 13, 2015, and was determined to be complete on **March 3, 2015**.

Zoning Code Section 33.700.080 states that Land Use Review applications are reviewed under the regulations in effect at the time the application was submitted, provided that the application is complete at the time of submittal, or complete within 180 days. Therefore this application was reviewed against the Zoning Code in effect on January 13, 2015.

*ORS 227.178* states the City must issue a final decision on Land Use Review applications within 120-days of the application being deemed complete. The 120-day review period may be waived or extended at the request of the applicant. In this case, the applicant did not waive or extend the 120-day review period. Unless further extended by the applicant, **the 120 days will expire on: July 3, 2015.** 

**Some of the information contained in this report was provided by the applicant.** As required by Section 33.800.060 of the Portland Zoning Code, the burden of proof is on the applicant to show that the approval criteria are met. The Bureau of Development Services has independently reviewed the information submitted by the applicant and has included this information only where the Bureau of Development Services has determined the information satisfactorily demonstrates compliance with the applicable approval criteria. This report is the decision of the Bureau of Development Services with input from other City and public agencies.

**Conditions of Approval.** If approved, this project may be subject to a number of specific conditions, listed above. Compliance with the applicable conditions of approval must be documented in all related permit applications. Plans and drawings submitted during the permitting process must illustrate how applicable conditions of approval are met. Any project elements that are specifically required by conditions of approval must be shown on the plans, and labeled as such.

These conditions of approval run with the land, unless modified by future land use reviews. As used in the conditions, the term "applicant" includes the applicant for this land use review, any person undertaking development pursuant to this land use review, the proprietor of the use or development approved by this land use review, and the current owner and future owners of the property subject to this land use review.

**This decision, and any conditions associated with it, is final.** It may be appealed to the Oregon Land Use Board of Appeals (LUBA), within 21 days of the date the decision is mailed, as specified in the Oregon Revised Statute (ORS) 197.830. Among other things, ORS 197.830 requires that a petitioner at LUBA must have submitted written testimony during the comment period for this land use review. Contact LUBA at 775 Summer St NE Suite 330, Salem, OR 97301-1283 or phone 1-503-373-1265 for further information.

The file and all evidence on this case are available for your review by appointment only. Please call the Request Line at our office, 1900 SW Fourth Avenue, Suite 5000, phone 503-823-7617, to schedule an appointment. I can provide some information over the phone. Copies of all information in the file can be obtained for a fee equal to the cost of services. Additional information about the City of Portland, city bureaus, and a digital copy of the Portland Zoning Code is available on the internet at www.portlandonline.com.

#### Recording the final decision.

If this Land Use Review is approved, the final decision must be recorded with the Multnomah County Recorder. A building or zoning permit will be issued only after the final decision is recorded. The final decision may be recorded on or after **March 27, 2015.** The applicant, builder, or a representative may record the final decision as follows:

• By Mail: Send the two recording sheets (sent in separate mailing) and the final Land Use Review decision with a check made payable to the Multnomah County Recorder to:

Multnomah County Recorder, P.O. Box 5007, Portland OR 97208. The recording fee is identified on the recording sheet. Please include a self-addressed, stamped envelope.

• In Person: Bring the two recording sheets (sent in separate mailing) and the final Land Use Review decision with a check made payable to the Multnomah County Recorder to the County Recorder's office located at 501 SE Hawthorne Boulevard, #158, Portland OR 97214. The recording fee is identified on the recording sheet.

For further information on recording, please call the County Recorder at 503-988-3034 For further information on your recording documents please call the Bureau of Development Services Land Use Services Division at 503-823-0625.

**Expiration of this approval.** An approval expires three years from the date the final decision is rendered unless a building permit has been issued, or the approved activity has begun.

Where a site has received approval for multiple developments, and a building permit is not issued for all of the approved development within three years of the date of the final decision, a new land use review will be required before a permit will be issued for the remaining development, subject to the Zoning Code in effect at that time.

**Applying for your permits.** A building permit, occupancy permit, or development permit may be required before carrying out an approved project. At the time they apply for a permit, permitees must demonstrate compliance with:

- All conditions imposed herein;
- All applicable development standards, unless specifically exempted as part of this land use review;
- All requirements of the building code; and
- All provisions of the Municipal Code for the City of Portland, and all other applicable ordinances, provisions and regulations of the City.

#### **EXHIBITS**

#### NOT ATTACHED UNLESS INDICATED

- A. Applicant's Statement
- B. Zoning Map (attached)
- C. Plans/Drawings:
  - 1. Site Plan (attached)
  - 2. Second Floor Plan
  - 3. Third Floor Plan
  - 4. West Elevation (attached)
  - 5. South Elevation (attached)
  - 6. East Elevation (attached)
  - 7. Images
  - 8. Window Images
  - 9. Windows Details & Interior Elevations
  - 10. Window Sections
  - 11. Kolbe Window Details
- D. Notification information:
  - 1. Mailing list
  - 2. Mailed notice
- E. Agency Responses: not required
- F. Correspondence: none received
- G. Other:
  - 1. Original LU Application
  - 2. Incomplete Letter

The Bureau of Development Services is committed to providing equal access to information and hearings. Please notify us no less than five business days prior to the event if you need special accommodations. Call 503-823-7300 (TTY 503-823-6868).











15-10 39 6th LU 6

EXH. C-4







PHOTOGRAPHS & WINDOW DETAILS



SILL & CASING DETAIL





WINDOW SCHEDULE



15-10 39 LU 6 6th EXH.C-8

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03	NEW	WEST	3-6-	2-6-	2:10"	DOUBLE HUNG	KOUPE HERITAGE STERUING	W000/W000	PAINTED	NEW OPENING, MATCH GRID W/ EXIST	9 SOFT
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										HISTORIC REVIEW APPLICATION	ICATION





LU 15-1 0 39 HR 6 6

EXH. C -9

SUPPLEMENT TO HISTORIC REVIEW APPLICATION LU-15-103966 HR1646 SE ELLIOTT

						WINDOW SCHEDULI	EDULE			
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XISTING SO	SOUTH 2	2.2 2.2	2.4. 4.1	4-1- C	CASEMENT/ DIV, LITE	KOLBE HERITAGE	woowwoow	PAINTED	RELOCATED WINDOW IN NEW OPENING	10 SQ.FT.
NEW SO	SOUTH 2	2.2 2.2	2.4 4.1	4.1. C	CASEMENT/ DN. UTE	KOLBE HERITAGE	MOOMMOOM	PAINTED	SMALLER WINDOW IN EXIST, OPENING	5 SQ.FT.
NFRL E	EAST 6	6-6 3-	3-01						EXISTING DOOR TO BE FILLED	20 SQ FT

DIVIDED LITE NOTES:

1. NEW CASEMENT DIVIDED LIFES TO MATCH EXISTING WINDOW TYPE A.

2. NEW SINGLE HUNG DIVIDED LITES ONLY AT TOP TO MATCH EXISTING WINDOW TYPE B.





90 SQ FT.

TOTAL ALTERATION



NOTE:

EXH. C- 10

TEVIS ELLIOTT RESIDENCE HISTORIC REVIEW APPLICATION

3" = 1'-0"

8.10

HERITAGE SERIES Sterling Double Hung Standard PDL - 7/8" Bar



EXH, C-11





HERITAGE SERIES Sterling Double Hung Studio

> Kolbe @ windows & do 3/06/2008

HERITAGE SERIES CASEMENT Picture/Transom Units Cross Sections KOLBE Windows & Doors DATE: 10/25/2010

Scale: 3" = 1'-0" Sections

PICTURE/TRANSOM - HEAD





STACK DETAIL SASH SET











JAMB DETAIL

LU 15-10 39 66 HR EXH.C-11 WC-24