

From: Barbara Boose:

Aug. 2, 2011

2607 NE Prescott -- Portland, OR 97211 -- PH: (503) 281-5631

To: Portland City Council----- Mr. Sam Adams, Mr. Nick Fish, Mr. Dan Saltzman,  
Mr. Randy Leonard, Ms. Amanda Fritz, Karla Moore-Love Council Clerk:

For seven years, I have spoken to Mr. Ed Marihart about condition at 4512 NE 26<sup>th</sup> Jordan Busch property next to my property 2607 NE Prescott. Finally, after I obtained my lawyer, Mr. Charles Myrick Housing Inspector of Neighborhood Inspections came to my property with my licensed contractor present. We showed him my foundation issues with my garage and house. Basically Mr. Myrick said all trees (8) and laurel almost 20 feet tall had to be removed. Due to budget cuts, Mr. Myrick told me I had to have certified arborist validate our observations. On fixed income, senior woman with Service Dog alone, I interviewed 8 arborists, and Mr. John Buttrell (3 Pages enclosed) affirmed Mr. Myrick's observations.

BB

However, Mr. Myrick's Supervisors without seeing my house 6 feet from Busch view do not believe unbelievable and will not back up Mr. Myrick's request: To have property owner remove all trees and bushes five feet from my fence line(Ordinance/Code to be enforced). Mr. Field failed to make another appointment with me to further look at my damaged foundation. I am simply asking City of Portland to witness my garage and house. Mr. Nick Fish overlooks Mr. Jim Field of Urban Forestry. Mr. Myrick, sincere worker trying to do his best, needs to keep his word by what Code or Ordinance I know not. Another neighbor said the exception to rule is plants ruining structure. I have the Exception. You are all welcome to visit site where Big Leaf Maple and Black Cottonwood (8 trees) grow next to my garage and house, and my basement floor is cracking. Mr. Saltzman, will you please reinforce such Code, Ordinance to cover issues of 20 years?

Enclosed is bid from my Contractor Peter Schultz providing enclosed root barrier design by Architect Richard Painter (35 years solid) and Mr. Dexter Bacon to replace cement designs in between close quarter Oregon homes not in flood plains by FEMA standards; and like New Orleans, our levies need repair. Design will create job creation. I would appreciate Post from Mr. Myrick so I can work with non-profit Sherry Burbach of Community Energy Project for prospective funds in job creation for youth good environmental drainage to prevent flooding. Do you also suggest 150 City Planning?

Thank you,

Barbara Boose

Barbara Boose

Enclosures of Certified Arborist 3 Pages; BB  
Root Barrier Design-I Page;  
Contractor's bid to install root barrier design-I Page.

# *JOHN BUTTRELL*

*CERTIFIED ARBORIST*

*11113 NE 95th Street*

*Vancouver WA 98662*

*503-572-6065*

*arborscapetreecare@gmail.com*

*OR CCB # 173431, WA # ARBORLI062Q8*

July 1, 2011

Barbara Boose  
2607 NE Prescott  
Portland OR  
503-281-5631

## STATEMENT

I observed the site on June 27, 2011 and have the following comments.

Concerns have been raised by Barbara Boose regarding the trees growing at the property on 4512 NE 26<sup>th</sup> Ave, Portland OR. The adjoining property at 2607 NE Prescott, Portland OR, is owned by Barbara Boose,. The majority of the trees and shrubs are along the North property line and a Maple tree behind the garage on the East side (the first tree listed below).

The problem is the trees and shrubs have grown to be too large for their location, have not been trimmed or maintained and are causing costly property damage. They are growing over the cedar roof at 2607 NE Prescott, decaying the wood and are clogging gutters. Flooding in her basement has also been a problem from the invasive root system and the root crown is causing the water runoff to go into her basement instead of going into the storm drains. Because the property at 4512 NE 26<sup>th</sup> is at a somewhat higher elevation, the lack of drainage has cause the bottom of the cedar fence at 2607 NE Prescott to rot. Workers do not want to set up a ladder to clean the gutters near the fence for concern it will make the fence topple. Thus the problem of the clogged gutters is exacerbated.

The trees listed below are invasive species and volunteer trees. The native trees are the Big Leaf maples which have the problem of verticillium wilt, which over time will kill the trees.

## OBSERVATIONS - INVENTORY

The trees on located on the north boundary of 4512 NE 26<sup>th</sup> and are adjoining the 2607 NE Prescott property. The trees are sequential, starting at the East side and working West.

# 1 14" dbh Big Leaf Maple at 4512 NE 26<sup>th</sup> show signs of Verticillium wilt and branch die back. Suspect roots to be damaging the garage foundation 3' from garage with branches growing through fence next to garage East. Big Leaf has interfered with telephone line.

# 2 13" dbh Maple Big leaf maple show signs of verticillium wilt and branch die back and powdery mildew. Needs roof clearance overhanging cedar roof of 2607 NE Prescott and 6'

from foundation at 2607 NE Prescott and blocked out 2607 telephone power land lines for over a month in 2008. In 2010, owner had to move phone line because of more tree growth.

# 3 16' ht. English Laurel, untrimmed volunteer, growing into Maple # 2, and 6' from the house foundation of 2607 NE Prescott.

# 4 12" dbh Norway Maple, invasive species. Leaves show signs of leaf spot and powdery mildew – wet spring poor air circulation. There are several large branches growing into the roof of 4512 NE 26<sup>th</sup> and over the cedar fence into the gutters and upper roof of 2607 NE Prescott and 6 feet from the foundation of 2607 NE Prescott.

# 5 16" dbh Norway Maple, invasive species. Leaves show signs of leaf spot and powdery mildew – wet spring poor air circulation. Maple is growing over the roof at 4512 NE 26<sup>th</sup> and growing into the upper cedar roof and 25' high gutters at 2607 NE Prescott, and is 7' feet from foundation.

# 6 12" dbh Cottonwood, a problematic species in this location, also extremely fast growing and brittle. This is a volunteer species, growing into the 4512 NE 26<sup>th</sup> Ave. gutters and into 2607 NE Prescott upper cedar roof and 25' high gutter and 6' from foundation.

# 7 The Evergreen Privet -15' high - growing into 4512 NE 26<sup>th</sup> gutters and its roof and over fence toward 2607 NE Prescott cedar roof and 6 feet from its foundation.

# 8 English Laurel hedge, untrimmed, 20' high, growing into the 4512 NE 26<sup>th</sup> gutters and roof over cedar fence into 2607 NE Prescott, lower gutters and lower cedar roof and is 6' from the foundation.

# 9 16" dbh Norway Maple Leaves show signs of leaf spot and powdery mildew. This is a volunteer, 30' high, at West end of laurel hedge which is starting to break through the retaining wall.

### RECOMMENDATION

I am recommending removal of the trees and hedges (laurel and privet). The trees and shrubs (laurel and privet) at 4512 NE 26<sup>th</sup> have caused serious damage to the adjoining property of 2607 NE Prescott because of the lack of maintenance. Proper drainage will need to be installed and repairs made to the fence, roof and gutter systems. Should tree replacements be mandated, they will need to be planted in another location because of lack of space.

Prepared by:

*John Buttrell*

John Buttrell

Certified Arborist PN-0138a

503-572-6065

**TO:**

Mr. Charles Myrick Housing Inspector Neighborhood Inspections  
myrickc@ci.portland.or.us  
1900 SW 4th Avenue, Suite 5000  
Portland, OR 97201  
Bureau of Development Services City of Portland  
PH: (503) 823-7042

July 10, 2011

3 Pages (2-Page Certified Arborist Report with Cover) Hand delivered to Mr. Myrick July 11, 2011 at time 7:55 Am and received by Worker Lisa Direct 823-7891 to be given to Mr. Myrick when he enters office after his vacation if he is not available to meet with Ms. Boose in person due to schedule conflict at time of delivery.

**Re:** Our June 2011 meeting with Contractor Peter Schultz at my property 2607 NE Prescott, Portland, OR 97211 when you said City of Portland will enforce my Certified Arborist Report after you saw conditions at 4512 NE 26<sup>th</sup> rental owned by Jordan Busch causing serious damage to my adjacent property house and garage structural systems.

Dear Mr. Myrick:

Enclosed is my Certified Arborist Report from Mr. Buttrell 2 pages numbering each diseased tree at 4512 NE 26<sup>th</sup> growing into 4512 NE 26<sup>th</sup> roof and gutter and now growing into my cedar roof and gutter systems and their growing root bundles damaging my foundation systems; and their untrimmed laurel hedge growing into 4512 NE 26<sup>th</sup> gutters and into my property for over 6 years. The Certified Arborist recommends all trees, bushes, and hedge next to my North property line be removed with no replacement. I do hope that you hire these wonderful patient people. They will do good work for you and me.

Will you please call me regarding this report and tell me of your follow-up? As I recall, I thought you say you would enforce my Arborist Report immediately by notifying Mr. Busch he has 14 days to do work and then City of Portland does work, correct? Will you please hire Mr. Buttrell, Certified Arborist? I trust him. He listens and observes.

Thank you for your time, Barbara Boose 2607 NE Prescott, Portland, OR 97211  
PH: (503) 281-5631  
Copy to Mr. Carl Neil Attorney

*Altered*  
*BB*

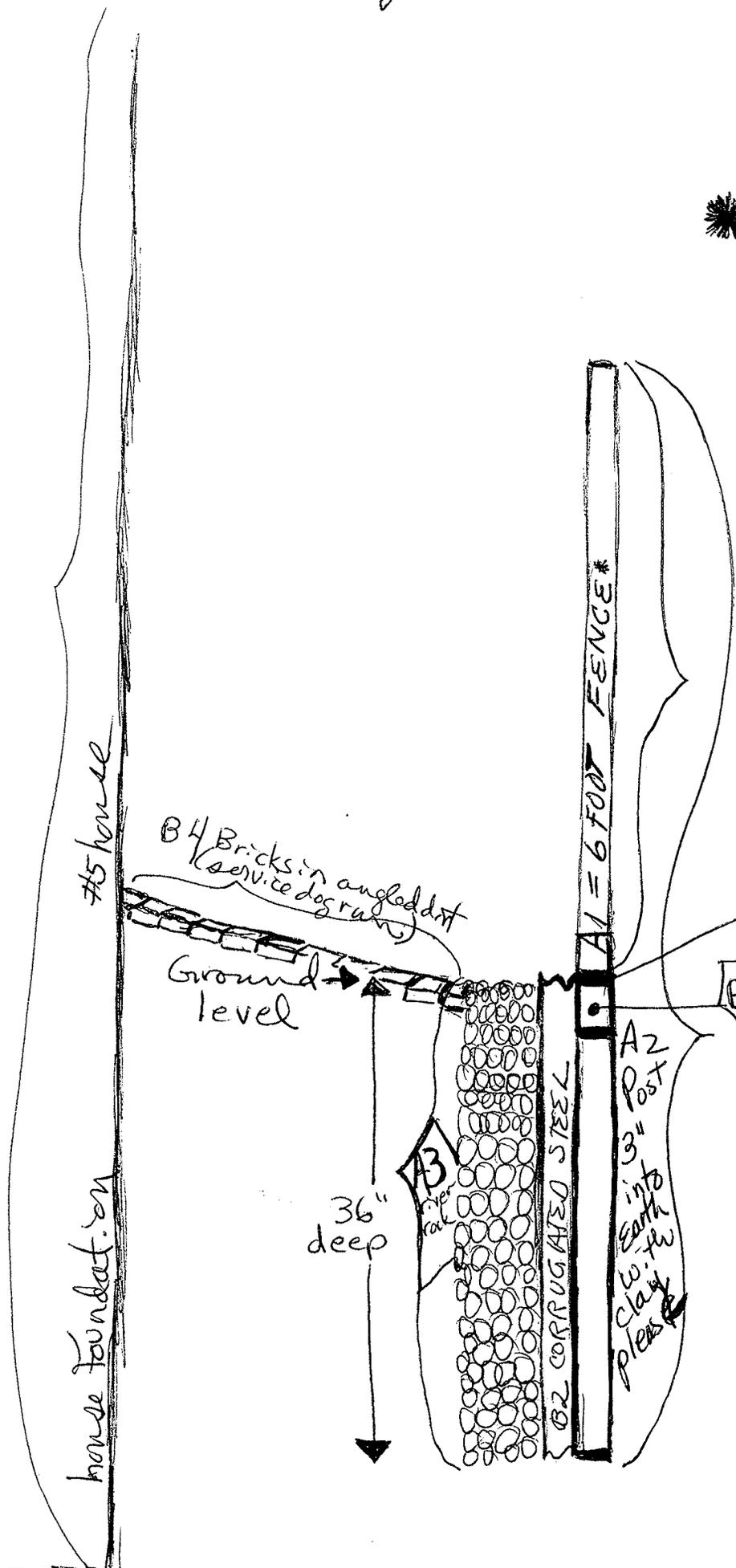
*Copy Charles Myrick*  
*Received*  
*5:10 PM*  
*July 11, 2011*  
*at home*

P.3 of

Design from  
Barbara Boose  
based on R. Panter  
design originally drawn  
and done by Dexter Bach

owner's preference to have  
no cement & to replace  
former fence posts at  
location

North side



B3 fence supports

B1 (4' x 8' horizontal treated)  
Lag bolted to B2

A1 = 6 FOOT FENCE\*

A2 Post  
3" into  
earth  
clay + tw  
pieces

A3  
river  
rock  
36" deep

B2 CORRUGATED STEEL

B4 Bricks in angled dirt  
(service dog run)

	A	B
1	6' fence *	4' x 8' treated
2	Post * * *	corrugated steel
3	River Rock (1 1/2 cu. yards)	fence supports
4	Angle dirt	Bricks in angled dirt
5	HOUSE	

WestCoast Gardens Inc.  
 16237 SE Powell Blvd.  
 Portland, OR 97236  
 503 761-3264

882671

NAME <i>Barbara Boose</i>				SHIP TO			
ADDRESS				ADDRESS			
CITY, STATE, ZIP				CITY, STATE, ZIP			
ORDER NUMBER	DEPARTMENT	SALESPERSON	WHEN SHIP	TERMS	HOW SHIP	DATE <i>6/20/11</i>	

QUANTITY	DESCRIPTION	PRICE	AMOUNT
	<i>Backyard fence to be removed &amp; rebuilt.</i>		
	<i>Fence to be solid board cedar 6' w/ lattice top. 66' foot long. @ 38.00 per ft. for rebuild</i>		<i>2508.00</i>
	<i>Removal of fence &amp; haul debris does not include removal of existing concrete around fence posts.</i>		<i>375.00</i>
	<i>LABOR - 1800</i>		
	<i>MAT - 1083</i>		
	<i>TOTAL</i>		<i>2883.00</i>
	<i>Root barrier install 2' deep w/ gravel</i>		
	<i>LABOR</i>	<i>1600</i>	
	<i>MAT - gravel -</i>	<i>750</i>	
	<i>metal -</i>	<i>400</i>	
	<i>EQUIP -</i>	<i>375</i>	
		<i>3125.00</i>	
			<i>3125.00</i>
			<i>6008.00</i>

BUYER:

AUDITOR 07/23/11 PM 3:22

ATTENTION:

July 22, 2011

Karla Moore - Love

FAX: 823-4571 (503)

PH: 503-823-4086

REL: Meeting with City Council

Proposal: Root barrier design - for

Wed. July 27th <sup>Aug. 3rd</sup> possible

From: Barbara Boass  
2607 NE Prescott  
Portland, OR  
97211

PH: 503-281-5631

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COVER

Request of Barbara Boose to address Council regarding root barrier design  
(Communication)

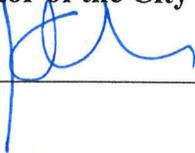
AUG 03 2011

PLACED ON FILE

2011 AUG 03 10 54 AM

Filed JUL 29 2011

**LaVonne Griffin-Valade**  
Auditor of the City of Portland

By 

COMMISSIONERS VOTED AS FOLLOWS:		
	YEAS	NAYS
1. Fritz		
2. Fish		
3. Saltzman		
4. Leonard		
Adams		