

## ORDINANCE No. 186649

\* Amend fee schedule for the Office of Neighborhood Involvement Noise Control Program (Ordinance)

The City of Portland Ordains:

Section 1. The Council finds:

1. The Office of Neighborhood Involvement's Livability Programs provide tools and resources to improve community livability and safety. The Noise Control Program works to improve neighborhood livability by enforcing noise regulations and issuing variances for events and activities that cause more noise than normally allowed.
2. In Fiscal Year 2013-14 the Noise Control Program was transferred from the Bureau of Development Services (BDS) to the Office of Neighborhood Involvement (ONI). ONI adopted a fee schedule planned for Noise Control by BDS and used BDS' existing administrative review and appeal fees to maintain consistency during the transition.
3. The fees charged by the Office of Neighborhood Involvement partially fund the Noise Control Program but are not intended to provide full cost recovery for the critical service of enforcing Title 18 Noise Regulations.
4. The fees provided in Exhibit A include a 5% increase to the Noise Variance fees, and adds the relevant Additional Fees charged previously under a Memorandum of Understanding using BDS' Enforcement Fee and Penalty Schedule.
5. The Office of Neighborhood Involvement has reduced the Administrative Review Appeal Fee significantly. Although the proposed fee does not provide recovery of the direct costs related to taking a case to Code Hearings, it is proposed at a level intended to be more manageable for appropriate appeals.
6. The Noise Review Board, which is composed of community and industry representatives, reviewed and supported the fee changes referenced in this ordinance.
7. The changes to the fees provided in Exhibit A are required to reach the budgetary goals for Fiscal Year 2014-15.

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NOW, THEREFORE, the Council directs:

- a. The Fee Schedule attached as Exhibit A to this ordinance shall be effective July 1, 2014.
- b. Exhibit A to this ordinance is adopted as binding City policy.

Section 2. The Council declares that an emergency exists because the fees should be in place to meet budgetary goals for Fiscal Year 2014-15; therefore, this ordinance shall be in full force and effect from and after its passage by Council.

Passed by the Council: JUN 18 2014

Mayor Charlie Hales

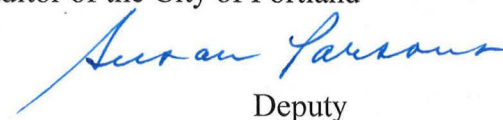
Prepared by: Amy Archer

Date Prepared: May 28, 2014

**LaVonne Griffin-Valade**

Auditor of the City of Portland

By



Deputy

040081

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V100

Agenda No.  
**ORDINANCE NO.**  
 Title

186649

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<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Charlie Hales</b>	<b>CLERK USE: DATE FILED</b> <u>JUN 13 2014</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Hales <i>AES</i> Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	LaVonne Griffin-Valade Auditor of the City of Portland  By: <u><i>[Signature]</i></u> Deputy  <b>ACTION TAKEN:</b>
<b>BUREAU APPROVAL</b> Bureau: Ofc of Neigh. Involvement Bureau Head: Amalia Alarcón de Morris <i>[Signature]</i> Prepared by: Amy Archer <i>[Signature]</i> Date Prepared: 5/28/14	
<b>Financial Impact &amp; Public Involvement Statement</b> Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
<b>Portland Policy Document</b> If "Yes" requires City Policy paragraph stated in document. Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
<b>City Auditor Office Approval:</b> required for Code Ordinances	
<b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter <i>[Signature]</i>	
<b>Council Meeting Date</b> <b>June 18, 2014</b>	

<b>AGENDA</b>
<b>TIME CERTAIN</b> <input type="checkbox"/> <b>Start time:</b> _____  <b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input checked="" type="checkbox"/>
<b>REGULAR</b> <input type="checkbox"/> <b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
		YEAS      NAYS
1. Fritz	1. Fritz	<input checked="" type="checkbox"/>
2. Fish	2. Fish	<input checked="" type="checkbox"/>
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>
4. Novick	4. Novick	<input checked="" type="checkbox"/>
Hales	Hales	<input checked="" type="checkbox"/>