Agenda Item 805

TESTIMONY

2:00 PM

STATE OF CITY PRESERVATION REPORT

IF YOU WISH TO SPEAK TO CITY COUNCIL, PRINT YOUR NAME, ADDRESS, AND EMAIL.

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| | NAME (print) | ADDRESS AND ZIP CODE | | Email |
| ~ | 1 Jim Hener | 1953 NE HANGOCK | 97212 | jshenerDeasystreet.net |
| ~ | Fred LEESON | PCHR - AHC | | |
| ~ | Cathy Galbraith | PCHR -AHC | | |
| r | Brandon Spencer- Na | He PCHR- Restore | Orejon | |
| ~ | Teressa Raiford | PEHR | 0 | |
| ~ | Tanga March | PCHR - NWDA | | |
| ~ | Peggy Moretti | PCHR- Restore | Oregon | |
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| | -Valerie Artchion | 3728 Now Thurston St. 1623 NW 32 - Fre | Porter | Andrew. Olstine conget ret valaitchisone grand. com |
| - | WENDY Rahm | 1221 SW 15th Ave | , PDX 9720 | S wwrahmaaol.com |
| 1 | Lewis Fitzgerald-Holland | | F, PDX 97219 | |
| | Date 07-31-2014 | 1819 NW | | Page _ / _ of _ 3 |
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TESTIMONY Agenda Item 805 2:00 PM ECCEPT REP. 5 STATE OF CITY PRESERVATION REPORT · Manper Tiller IF YOU WISH TO SPEAK TO CITY COUNCIL, PRINT YOUR NAME, ADDRESS, AND EMAIL. NAME (print) ADDRESS AND ZIP CODE Email A Contraction (0221 NE22 DAVE PHD 9721) jamingnij @ gmoil.com Michael Shuson Lotus 4298 comlast. net 6231 N.E 22nd Hop. Portland 97211 972 Jennifer-byce ARTOGEMAN.com 6349 N.E. 22nd (we Portland) 6130 N.E. 22, SUE, KARTIMO 9721 Davit. Jackson 64426 com incard 2030 NE Blue Herm Dr. 97211 Mary helen Jamasu 88 / MSN. com 6240 NE sand the Fortland 9721 renamosicas Cychod. con ena BU BYDD NE MASON ST Postind 97211 JACHIA TEFERSON-LOONIS lett (mfin) ble comcast k. 2140 NW LEASNey PK 97218 Sarah Hobbs Luorua Schnidrig 2815 SE 36th PHd 97202 7415 SE Main, 97215 Bob Bernstein usil wood 15555 Se Bay Road 17035 Just's webbapely.og aire Cardan 6156 SW Nevada Cf. Pdx 97219 scherzcarder@comcast.nel Date 07-31-2014 over



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Agenda Item 805

TESTIMONY

2:00 Set # 2

STATE OF CITY HISTORIC LANDMARKS REPORT

IF YOU WISH TO SPEAK TO CITY COUNCIL, PRINT YOUR NAME, ADDRESS, AND EMAIL.

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Date 07-31-2014

Page <u>3</u> of <u>3</u>

SUBMITTED BY FOD MERKICK 7/31/2014

NEIGHBORHOOD DEMOLITION NOTICE INITIATIVE

The following language has been adopted by the Eastmoreland and Woodstock neighborhood associations and by the South East Uplift Board of Directors.

"Demolition Notification: When 50% or more of the enclosed volume of a single family residential structure is proposed to be removed, except in the case of emergency that could endanger life or property, 45 day Notice to the impacted Neighborhood Association and to residents of adjacent neighboring properties is required prior to issuance of a permit to proceed with such work."

We propose the following standards for providing Notice and informing the public, demolition contractors, and BDS staff regarding demolition requirements including control of lead, asbestos, and dust control.

1. BDS Check-off prior to issuing permit.

□ "The applicant (name) certifies and has filed record of a Pre-Demolition Hazardous Building Materials survey performed by an Asbestos Hazard Emergency Response Act (AHERA) certified inspector and all regulated materials have been properly removed or remediated prior to demolition."

- 2. Instructive information to be included in the Notice to Neighborhood Association and affected neighbors.
 - a. A Demolition Permit for the property at (address) has been issued allowing work to commence no sooner than (date). Demolition occurs when 50% or more of the enclosed volume of a single family residential structure is proposed to be removed.
 - b. Prior to obtaining the permit, the demolition contractor has certified that the applicant (name) has had a Pre-demolition Hazardous Building Materials survey performed by a certified professional, and all regulated materials will be properly removed or remediated prior to demolition.
 - c. The contractor providing demolition must have the demolition permit available on site and available for review upon request.
 - d. Under OSHA regulations the demolition contractor must make reasonable provisions for the control of dust during the demolition for the benefit of workers and incidentally neighbors should be protected as well.
 - e. If you have concerns about the demolition process and possible impacts to your property, please discuss with (name and contact info).

Comment: For single family residential projects where a single house is to be demolished, Notice could be as simple as a letter to the required addresses. The sign board posting would not be required. A door hangar for immediate neighbors indicating the planned dates for demolition is recommended.

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ISSUES SUPPORTING DEMOLITION NOTIFICATION

- 1. Neighborhood and neighbors need to know about impending demolitions in order to prepare for impacts affecting their property such as tree removal, dust, noise, and emotional impact which the code recognizes in its purpose.
- 2. The K-1 Exemption in the code essentially guts the purpose statement and the regulations nearly 2 pages of text.
- 3. No significant delays are anticipated. Typically it takes 3- 6 weeks to obtain a building permit which could be simultaneous with the notice period. The 120 day extension notice for neighborhood associations should be with cause.
- 4. The definition of "demolition" is problematic.
 - a. As narrowly used it affects permit fees which is justified but is otherwise being abused.

b. In terms of impact on neighbors, and environmental impacts , the same definition is not appropriate.

c. In terms of the historical record it is not appropriate. BDS need to include in the data base records to track major reconstructions/remodels in addition to original build dates.

5. Environmental inspections for dust and hazmat are not occurring. While under OSHA and Oregon DEQ jurisdiction, BDS has a defacto role as the issuer of permits and protector of health and safety with respect to building construction. The survey covers both asbestos and lead.

Comment: The 1973 exemption for four or less structures exempts a survey but without the survey NESHAP, DEQ, and OSHA cannot be complied with once the work starts. Requiring the survey prior to the permit being issued ensures human safety. Across the river in Washington State this is already occurring.

Thank You Council for this time to speak.

My name is Michael Johnson and my wife and I have resided at 6221 N.E. 22nd Ave Since 1983 and I am a Native Resident of Portland. We are greatly concerned with what is happening in our neighborhood regarding developments and the way Investors, Real Estate Groups and Contractors are coming in unannounced with no prior notice to residents and in some cases with total disregard for any damages they may inflict on neighboring properties. The splitting of lots to add a Row house to the existing lot, which will increase traffic, and parking issues and the possible reduction in surrounding property values. I believe that Permits should not be granted in a former owner's name. That work should not be allowed to begin until the permits have been posted publicly, That Neighborhood Notice of 30 days should be a Mandatory condition for any demolition and or new construction permits so current residents can evaluate their situation as to how they might be affected. How hard is it to knock on someone's door and let him or her know that work is going to begin in their alley and perhaps their plants may be at risk? If a contractor did this for me I would be more than willing to go out and evaluate the situation and move them if I could. But in to many cases they just show up and of course when most people are gone to work, and reek havoc and then we come home only to find the damage they have left. Then we are forced to possibly have to take legal action. It's not right

Also we are greatly concerned with the way they are cutting down the trees at will and at a rapid fire pace. Northeast Portland residents have cherished the trees here for a good part of our lives. We spend great sums of money to keep them up and try to help protect their life span. We also cherish the wildlife populations that depend on them. That's why the current Permit laws need to be changed.

The current condition at 6208 N.E. 22nd Ave would be a case in point as to a number of these issues. They have also excavated the entrance to the alley on N.E. Holman Street causing some property damage and have closed off the entrance to residents and the sidewalk to pedestrian traffic. It has been like that for 2 weeks now and they have not done anything since. I see this as a possible safety issue since Holman street is the neighborhood bike path and there are numerous children and elderly who use this sidewalk. I wonder if they even have a permit to do this and believe the City should send someone out to look at the situation. Besides those issues are the sneaky and almost covert way the people doing this have tried to avoid any residents. Out of the numerous vehicles that have shown up, the only one that had any kind of company logo or identification on it has been the Surveyor. There has been a stream of dark SUV's slowly driving by and checking out the property and alley they have done work in to the point that it makes for a highly suspicious looking situation. I ask, What are they all hiding from? A Guilty Conscience makes for Guilty Actions.

Michael A Johnson 6221 N.E.22nd Ave Portland Or 97211









SUBMITTED BY MATY ANN SCHWAR 7/31/2014

SAVE THE HISTORIC MARKHAM HOME

3206 NE GLISAN STREET



This historic home was built in the early 1900's and is one of the first in Laurelhurst.

SIGN THE PETITION tinyurl.com/savemarkham

SPREAD THE WORD

#savemarkhamhome or facebook.com/savemarkhamhome

Let the developer & the city of Portland know that our historic homes matter!

DEVELOPER Firenze Development – peter@peterkuysik.com, @peterkuysik, 503 381 4513 CITY OF PORTLAND Commissioner Amanda Fritz – Amanda@portlandoregon.gov, 503 823 3008 NEIGHBORHOOD CONTACT Jennifer Moffatt – jmolley@msn.com

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Building Permit Application City of Portland, Oregon - Bureau of Development Services 1900 SW 4th Avenue, Portland, Oregon 97201 • 503-823-7310 • TTY 503-823-6868 • www.portlandoregon.gov/bds

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| westnewis | Building Permit Appl City of Portland, Ore 1900 SW 4th Avenue, Portland, O | ication gon - Bureau of Development S ^{Dregon 97201 • 503-823-7310 • TTY 503-823-6866} | ervices | U-185369 P.S 1.gov/bds |
|-----------|---|---|---|---|
| 3 | Type of work | | | ation expires if a permit is not 30 days after it has been accepted |
| . ~ | New construction Addition | /alteration/replacement | as complete. | o days after it has been accepted |
| CK' | Demolition Other: | | Office Use Only | |
| 10 | Category of construction | | Permit no: | |
| 10 | 1 & 2 family dwelling Commercial/industr | ial Accessory building | Date received: | |
| 0 | Multifamily Master builder | Other: | By: | |
| 51 | Job site information and location | | Required Data: (| One and Two Family Dwelling |
| | Job no.: Job address: 6208 N | E DOR AUR | Permit fees* are bas | sed on the value of the work per- |
| Sa | City/State/ZIP: | Edan AVC | of all equipment, ma | value (rounded to the nearest dollar) terials, labor, overhead, and the profit d on this application. |
| 3 | Suite/bldg./apt. no.: Project name: | | Valuation: | #700 |
| б | Cross street/directions to job site: | | Number of bedrooms: | |
| 2 | | | Number of bathrooms: | |
| KS | Subdivision: Lot no. | Tax map/parcel no. | Total number of floors: | |
|) | Description of work | Tax map/parcer no. | New dwelling area: | square feet |
| V | and the second se | | Garage/carport area: | square feet |
| 23 | Demo Garage | | Covered porch area: | square feet |
| R | Demo Driveway | | Deck area: | square feet |
| R | 0 | | Other structure area: | square feet |
| gurrel | | | Required Data: C | Commercial Use |
| 6 | Provide RS Permit no. | | | sed on the value of the work per- |
| 2 | Property owner T | enant | of all equipment, ma | value (rounded to the nearest dollar) iterials, labor, overhead, and the profit |
| 7 | Name: Mark Kent & David Tarver E-ma | il: | | d on this application. |
| L | Address 6208 NE 22 Ave | | Valuation: | |
| 0 | City/State/ZIP: Portland, OR 973 | 211 | Existing building area: | square feet |
| 5 | Phone: FAX: | | New building area: | square reet |
| 2 | Owner installation: This installation is being made on property that | at Lown which is not intended for sale lasse rant | Type of construction: | |
| NG | or exchange. | | Occupancy groups | L |
| Q | Owner signature: | Date: | Existing: | |
| ze | Contractor | | New: | |
| NSN | Business name: Everett Custom Homes E-ma | " jue Deveretthomesny, com | Notice | |
| K | Address: 735 5W 158th Ave | | | subcontractors are required to be egon Construction Contractors Board |
| / | City/State/ZIP: Beaverton, OR 9722 | 19 | under ORS 701 and | may be required to be licensed in the |
| 8 | Phone: 503-621-2199 FAX: | | 1 | work is being performed. |
| 1. | CCB lic. no. 189447 | | | I certify that the facts and information ation are true and complete to the |
| | | | | e. I understand that any falsification, omission of fact (whether intentional or |
| | Authorized signature: | | not) in this application | n or any other required document, as well |
| | Print name: | Date: | as any misleading sta revocation of permit a | atement or omission, may be cause for and/or certificate of occupancy, regardless |
| | | Contact Person | of how or when disco | vered. |
| | Business name: Faster Permits | | | ork related to this Building Permit ubject to regulations governing the |
| | Contact name: Dan Williams | | handling, removal an | d/or disposal of asbestos and/or lead- |
| | Address: 14334 NW Eagleridge | Ln | based paint. | |
| | City/State/ZIP: Portland, DR 972 | 229 | Building Permit Please refer to fee | |
| | Phone: 503-819-2254 FAX: | - <u>V</u> -1 | Fees due upon | |
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| | Authorized signature: Day Willin | | Residential Combo | permit subcontractor submittals |
| I | Print name: Dan Williams | Date: 7/17/14 | only can be faxed to BDSSublabels@port | 503-823-7693 or e-mailed to |

insp_permitapp_building 7/1/13

SUBMITTED BY FENA JONES 7/31/2014



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| | City of Portland, Oregon - Bureau of Development Services 1900 SW Fourth Avenue • Portland, Oregon 97201 • 503-823-7300 • www.portlandonline.com/bds | |
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| | 1900 SW Fourth Avenue • Portland, Oregon 97201 • 503-823-7300 • www.portlandonline.com/bds | |
| Simp | le Site Erosion Control Requirements Form | |

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| Project or Permit | Number | 14 | -1.8 | 5369 | RS | |
|-------------------|--------|----|------|------|-----|--|
| Project Address | 620 | 8 | NE | 2200 | Ave | |

Name of Responsible Party (print) Joe

Dav Phone 503-621-219

email NOCO everetthomesnw.com

FAX Erosion control inspections are required and it is your responsibility to request these inspections.

Erosion control measures are required on this site. Because of the size and slope, a drawn plan is not required. Erosion Control Measures and inspections are required prior to beginning foundation excavation. This form may only be used for simple sites:

- 1. Flat (less than 10% slope before development)
- 4. Less than 10,000 sq. ft. of ground disturbance
- 2. More than 50 feet from a wetland or waterbody 3. Outside an environmental or greenway zone
- 5. Not a land division of 10,000 sq. ft. or more

This is an agreement that the applicant and/or responsible parties will use erosion control during this project as required. The applicant and/or responsible party must sign this form to comply with Section 10.40.020 of the Code. Details for the measures outlined below are located in the City of Portland Erosion Control Manual, available at either the Development Services Center or on our Web site at www.portlandonline.com/bds

| Minimum Erosion Control Requirements | Additional Requirements | | |
|---|--|--|--|
| Temporary sediment control (silt fences, bio-filter bags or fiber rolls, storm drain inlet protection). | Prevent the transport of sediment from the site (Manual Sections 2-2 and 4-2) Call for #200 inspection. These items must be provided even with undisturbed vegetative buffers as allowed by manual. | | |
| Stabilize access points by installing a gravel construction entrance. Do not use rock or dirt ramps in the gutter, use a wood ramp if needed to get over curb. | Limit construction vehicle access, whenever possible, to one route. Stabilize access points. Provide street cleaning by sweep- ing or shoveling any sediment that may have been tracked out. Place sediment in a suitable disposal area where it will not erode again. (Manual Sections 2-2 and 4-1) | | |
| Stabilize all soils, including stockpiles that are temporarily exposed. Use one or more of the temporary soil stabili- zation Best Management Practices (BMP's): temporary grasses, mulch applications, erosion blankets, plastic sheeting, plus dust control measures. | Soil Stabilization (Manual Sections 2-2 and 4-4) | | |
| Maintain erosion controls identified in requirements 1 through 3 above according to specifications prescribed in manual. | Inspect and maintain required erosion and sediment controls to ensure continued performance of their intended function. (Manual Chapters 4 and 5) | | |
| Comply with the necessary development activity controls, including controls for fuel spill control, waste removal, con- crete waste management or painting preparation. | During construction, prevent the introduction of pollutants in addition to sediment into stormwater. (Manual Section 5) | | |
| soils before final building inspection: Permanent vegetative | After construction but before project completion, permanently sta bilize all exposed soils that have been disturbed during construc- tion. (Manual Sections 4-4) | | |
| Prevent sediment from entering all storm drains, including ditches, which receive runoff from the disturbed area | Remove temporary drain inlet protection measures after final site clean-up, Call for #210 inspection. | | |
| Post signage on-site that identifies the City's Erosion Con- trol complaint number | The sign will be provided upon approval of the pre-construction inspection. It must be maintained on-site until the final inspection | | |

I agree to meet each requirement and use appropriate erosion control measures as outlined above to prevent erosion and sedimentation from leaving the site of project/permit number referenced. I understand that all inspections are still required, and that failure to install or maintain adequate measures may result in a re-inspection fees or additional fines. A permanent erosion control inspection #210 will be required prior to a final building inspection.

Signature of Responsible Party Property Owner or Owner's Agent

sd ec simple_site_form 08725/08

City of Portland Oregon - Bureau of Development Services



| SIGNATURE | NAME | ADDRESS | EMAIL ADDRESS |
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| Horli Prohaska | HOLLI PROHASKA | 6220 NE 22nd | prohy a hotmail. com |
| Lely Ullon | Lesley Wilson | 6204 NE 35th Ave | lesleymon@ yahoo. com |
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| Dale Van Ronk | DALE VANRANK | 1137 NULASLIST Camos WA | |
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| A-Be_ | John Barber | 4617 NE 32nd Ave 97211 | V |
| En Mater | Evan Mckillakove | 1406 NE Holman St 97211 | rocketless @ Gmail & com |
| X | JEREMY ZANE | 2220 NE ALBERTA ST | - |
| Par! | GREGOR MIZIUMSKI | 5826 NE 2714 | POLITILS @ MONKEYBITES.COM |
| J.P.S. | Tonda Liggett | 6341 NE 25 3 | +14606 egnil.com |
| A Rohald | Howard Rotstein | 3025165 | 97213 |
| har - | Rena Janes | 6240 NE 22nd | rena Music Be yahoo co |
| Amin | Robert Deinyas | 1735 NE Rosa Parks We 1 | |
| Fin | RosanneScott | 1735 NE ROSA Parks WAY | |
| Bar | LEAH GREGORY | 6426 NE RODNEY AVE 97211 | beathbee. flyaomail.com |
| Finel son | ROBERT BERRES | GZII NE 22 ND AVE. PILD. OK 972 | |
| Starla M Culla | starla MGillar | 6030 N. BOSTONAV. POX 19 | |
| allere fome | Helene Farnen | 1644 NE 59th Are. 70X DR | |

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| Rovant | Robin Van Tine | 2117 NE Highland St. | rovanti 2@gmail.com |
| am | JASON S. BENSCH | \$6634 NE 23rd Ave. | jbensch@gmail.com |
| MAK | Barbara Kelso | | barbara. Kelso@ qmail |
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| lan | DYLAN CHALE | GZYD NE ZZHDALE | defanchane equal.con |
| g. cine | Jessica Chace | 6240 NE 2318 Ave. | pacifichace@gnunil.com |
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| tenthe | James Oellrich | 6107 NE ZZud Ave | jamesoellrich@gmail.com |
| Just | Finnian McNAP | 576 NE Staffare St | |
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| Clim Oellinh | Cheri N. Oellrich | 6107 NE 22nd Ave. | chevicellvich agnosil com |
| Come Inj | Conrad Sizer | 2056 NE Highland St | Convadsizer@gnail.com |
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Wendy Rahm 1221 SW 10th Avenue, #1001 Portland, OR 97205 503 227-8527

Mr. Mayor and Commissioners,

Thank you for letting me speak. I'm Wendy Rahm, a resident of the mixed use/residential West End and here to speak about it as a special, unique part of Portland. The West End is what makes Portland Portland, but it's at risk. A few years ago I did a survey of the West End's historic buildings and found over 100 of them. Most are not on the historic register. Over 80 were built between 1880 and 1935, an active period of the city's westward growth. The area is rich with magnificent architecture by well known architects -- buildings that tell Portland's story beautifully. Most buildings are unprotected. I have prepared a presentation that I would be happy to show you, to better understand the connection between these buildings and Portland's story. These buildings are at risk as building heights of 325', 460' and unlimited heights are being proposed for the area. For example, 460' is proposed for the Governor Hotel's block. That makes no sense. We will need to find a balance between density and livability and our history. As a resident, I can tell you the area is thriving, partly because of its human scale and authenticity. At the recent Making Cities Livable Conference at the Governor Hotel where over 300 elected officials, architects, and urban planners from 25 different countries assembled, some comments I heard were: Authenticity cannot be recreated; Heritage is a fleeting resource. Many I spoke with coveted the concentration of so many authentic buildings. It is what other cities wish they had preserved. Authenticity draws the creative class. This area is livable because of the human scale provided by these historic and old buildings. Its urban form fits with new concepts emerging for the most sustainable urban form, that of midrise, dense, compact "flat" cities. To protect this part of Portland's history for future generations, it may mean new historic districts, lower height/FAR in the West End, and some neighborhood specific design guidelines that encourage compatible development on a more refined scale. I would be happy to help out on this in any way you might deem useful. I hope you come to value this special area of town as much as I do. It demonstrates that Portland has a respectful sense of itself and its past. It's why Portland is so special.

SUBMITTED BY TELESSA RAFORD 7/31/2014 PP- 1-18



Architectural Heritage Center 701 SE Grand Avenue Portland, OR 97214 503 231-7264 503 231-7311 fax www.visitahc.org



June 25, 2014

MEMO TO: Andre Raiford, Owner - - Burger Barn property, 3962 NE Martin Luther King, Jr. Blvd

FROM: Cathy Galbraith - Executive Director, Bosco-Milligan Foundation/Architectural Heritage Center

Many of us have long been concerned about the continued survival of buildings associated with Portland's African American community and its history over time. We have been documenting this history and promoting it through our continuing "Cornerstones" initiative, since 1993.

We and others remain concerned about the pending demolition of your building at 3962 NE Martin Luther King, Jr. Blvd. We know you have a demolition permit and ask that you not prematurely demolish the building at this time. There's nothing to be gained and plenty to lose with a demolition right now, since the development of the larger site at NE Shaver and Martin Luther King is not ready for immediate re-development.

As you and your family know, the former Burger Barn building was owned and housed a restaurant operated by George and Geraldine Raiford Powe; it was a thriving African American-owned business and is historically significant as such. Despite the negative history chapter represented by the "Possum Incident", the building remains an important African American historic resource. "Empty" sites where history once happened are largely irrelevant, once buildings are torn down.

Right now, there are some potential opportunities to secure some funding to assist in bringing the building up to code, so that it can continue to stand and take its place in community efforts to preserve Portland's African American historic places. Specifically, the property sits inside the Interstate Urban Renewal boundary; that URA has announced a grant round through the Community Livability program. "Historic and Cultural Assets" are among the eligible areas for funding.

I would like to put together a funding application for the Burger Barn building through this program. I need your OK to do so, since you are the property owner. The application is due in early September; it is a very competitive process and the application needs to be complete and responsive to every potential skeptic. (I served on the Interstate Urban Renewal Board for a number of years (representing historic Preservation interests) and was a member of the Community Livability Grants program review Committee for four years. (Note - PDC disbanded all of its urban renewal boards last year, in budget cuts.)

I'm willing to do whatever I can to make possible the preservation, and continued active economically feasible of the Burger Barn building. It is too important to tear it down needlessly at this particular time. Perhaps you can view this as a Raiford family legacy project; in any case, I hope that you will be supportive of a chance to save the Burger Barn building at this time.

OREGON BLACK PIONEERS

DATE.

CELEBRATING THE CONTRIBUTIONS OF OREGON'S AFRICAN-AMERICAN PIONEERS

MEMORANDUM

luna 20 2014

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| DATE: | June 30, 2014 | | |
|-------|--|----|--|
| TO: | Andre Raiford, Owner, Burger Barn Property | | |
| FROM | Gwen Carr, Vice-President, Oregon Black Pioneers (OBP) | yc | |
| RE: | Preserving the Burger Barn Property | | |

The board of directors of the Oregon Black Pioneers supports the community efforts to preserve the Burger Barn property located at 3962 NE Martin Luther King. Jr. Boulevard. The Oregon Black Pioneers mission is to research, recognize and commemorate the culture and heritage of African Americans in the state of Oregon. The Oregon Black Pioneers, in partnership with the State Historic Preservation Office (SHPO), have launched a new property survey project entitled *Preserving Oregon's African American Historic Places* that seeks to document historic buildings, sites and structures associated with Oregon's African American history.

Due to its historic and cultural significance, the Burger Barn property is exactly the type of African American historic resource to be included in the property survey. We hope we can work together to preserve the Burger Barn building. If you have any questions you may reach Kim Moreland, Project Manager at <u>historic_places@qwestoffice.net</u>. You may learn more about the Oregon Black Pioneers at <u>www.oregonblackpioneers.com</u>

<u>IMPORTANT TAX INFORMATION:</u> Oregon Black Pioneers Corporation (OBP) is recognized as a 501©(3) not-for-profit organization by the Internal Revenue Service. Contributions to OBPC are tax-deductible to the extent allowable by IRS. OBPC provided no goods or services in exchange for this tax deductible contribution.

www.oregonblackpioneers.org • blackpioneers@qwestoffice.net Pioneer Trust Building, Suite 210 • 117 Commercial Street NE • Salem, Oregon 97301



King Neighborhood Association *The Soul of Portland* Northeast Portland

July 16, 2014

To: Andre Raiford, Owner of 3962 NE Martin Luther King, Jr. Boulevard

Mr. Raiford,

The members of the King Neighborhood Association endorse the community undertaking to preserve the building located at 3962 NE Martin Luther King, Jr. Boulevard. The history of the building itself, as well as its status as a symbol of African-American experience in the Albina area, make it well worth preserving. Preliminary plans to include 3962 NE MLK in an African-American historic resource survey reflect the importance of this site to the community's memory, as well as its present-day experience.

From its status as the second-oldest commercial building on MLK Boulevard, to its long history of use, commercial and residential, by African-Americans, the building at 3962 NE MLK embodies a history that should be kept in living memory. Preservation of the building will permit just that to happen, and we support the community in making it happen.

We join with the Architectural Heritage Center, Oregon Black Pioneers and historic preservationist Dr. Tanya Lyn March in endorsing Teressa Raiford's efforts to preserve the building at 3962 NE MLK and finding creative ways to keep it as a marker of part of the history of the Albina area, and a vital site for community use into the future.

Sincerely Øobbertin, KNÁ C

Irek Wielgosz, Co-Chair Jeff Scott, Treasurer Leigh Rappaport, Representative-at-Large Andrew Neerman, Representative-at-Large Diego Gioseffi, Representative-at-Large Eilleen Kennedy, Representative-at-Large

Nick LaRue, Representative-at-Large

Mike's History Tours

June 26, 2014

4

MEMO TO: Andre Raiford, Owner—3962 NE Martin Luther, Jr. Blvd. Property formerly known as The Burger Barn.

FROM: Tanya Lyn March PhD- PhD in Urban Studies from PSU, MS in Historic Preservation from Columbia University. I am currently an educator and work as a preservation consultant.

The Black History of Portland is missing from the major history books. I spent seven years researching Guild's Lake Courts for my PhD in Urban Studies at PSU. I have recently helped assist efforts to have the PDX Civil Rights history interviews archived at PSU. My colleague Mike Ryerson and myself operate a walking tour company in Northwest Portland. Our walking tours have been highly effective teaching tool and retail promotion. I see the proposed action to save and restore the Burger Barn location as a catalyst for cultural heritage with a focus on a unique local Black History. Our company is supported by several businesses in the areas we showcase. I believe the 114 year-old history of your property and access to food, beverages and history as Teressa Raiford has proposed will be a viable economic vehicle for your businesses as well as a historical gathering point for heritage tourism.

I have attached the 1990s history of your properties. I have also broken the surface on the Gray Family (1906 residents who were Black Americans) and lived in the residence formerly listed as home and an established a business on Union Avenue on your properties in MLK.

The potential to use the significant history of the community to create a dynamic unique retail anchor is enormous. Burger Barn needs to stay in the family, I want to support the development and preserve culture and community. To assist in this effort I will with your approval complete the nomination to get this listed under Restore Oregon's most endangered buildings list. I have had success getting a building on the list in the past by nominating the Jantzen Beach Parker Carousel. In addition my network of educators and preservationists are excited about bringing resources, awareness, and funding support to this project for Your Family.

7/31/2014

26th June

Mrs. Katherine Gray founder of the Harriet Tubman club: lived in the Burger Barn Building | History Treasured & Sometimes Endangered Mrs. Katherine Gray founder of the Harriet Tubman club: lived in the Burger Barn Building



History of Location

[http://1.bp.blogspot.com/-8yCASzpjwXo/U6zgE1Sga6I/AAAAAAAH3w/Map9wRo1u9U/s1600/112974490_137236749543.jpg] Image taken by Friends of River View 6/27/13 Katherine Gray was one of the Founders of the Zion AME Church

She and her family arrived in Portland in 1900 her husband was a Gold Miner. The family lived and worked in the structure that is widely known as the Burger Barn on MLK from 1906-1911 [no record for 1912 yet explored]

It is a lot harder to track down renters than owners because there are no deeds to track etc. Also women because they change their name when they marry are also more difficult. Women would sometimes even

7/31/2014

Mrs. Katherine Gray founder of the Harriet Tubman club: lived in the Burger Barn Building | History Treasured & Sometimes Endangered

loose their first name and become Mrs. [Husband's first and last name].

The Burger Bam structure is steeped with a rich Black History dating back over a hundred years. Katherine Gray was a cofounder of the Colored Women's Equal Suffrage League. [http://portlandtribune.com/pt/9-news/129905-walking-with-civil-rightspioneers] I left all race descriptions and poor spellings of names as I found them in the records. Rather than create more posts on the Gray Family I'll just up date this post as the timeline expands. [last update June 27, 2014]

Timeline of the Gray Family

April 31, 1870 Tombstone

Katherine Gray is Born in Kingston, New York

1886 City Directory Polk Portland

Gray Harry M. lab [laborer] res 415 5th

1900 Federal Census

| | and present present of the property of the |
|--|--|
| Harry M Gray [http://search.ancestry.com/cgi-bin/sse.dll?db=1900usfedcen&indiv=try&h=68590038] | 37 |
| Catherine Gray [http://search.ancestry.com/cgi-bin/sse.dll?db=1900usfedcen&indiv=try&h=68590039] | 30 |
| Ethel Gray [http://search.ancestry.com/cgi-bin/sse.dll?db=1900usfedcen&indiv=try&h=68590040] | 12 |
| Edith Gray [http://search.ancestry.com/cgi-bin/sse.dll?db=1900usfedcen&indiv=try&h=68590041] | 11 |
| Sevryn Gray [http://search.ancestry.com/cgi-bin/sse.dll?db=1900usfedcen&indiv=try&h=68590042] | 7 |
| Archibald Gray [http://search.ancestry.com/cgi-bin/sse.dll?db=1900usfedcen&indiv=try&h=68590043] | 5 |
| Eliza West [http://search.ancestry.com/cgi-bin/sse.dll?db=1900usfedcen&indiv=try&h=68590044] | 48 |

Family is living at 346 College Harry M. Gray lists his job as a Gold Miner

1905 City Directory Polk Portland

| Gray | Harry | Μ. | miner | res | 695 | 2d. | [2737 | SW | Second | built | 1890 |
|------------|-------------|----------|--------------|---------|-------------|-----------|---------------|------------|---------------|----------|----------|
| [https://\ | www.google. | .com/map | os/@45.50314 | 7122.67 | 79749,3a,78 | 5y.265.5h | 90t/data=13m | 1411e113m2 | 211sJ4rms74OT | QnTNM5BV | VtiaSA!2 |
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http://historicpreservationclub.blogspot.com/2014/06/mrs-katherine-gray-founder-of-harriet.html

7/31/2014

Mrs. Katherine Gray founder of the Harriet Tubman club: lived in the Burger Barn Building | History Treasured & Sometimes Endangered

1906 City Directory Polk Portland

Gray Harry M. miner, res 840 Union Av N [http://historicpreservationclub.blogspot.com/2014/06/burger-barn-needs-team-ofvolunteers.html] [AKA Burger Barn Building] Gray Ethal nurse bds 840 Union Av N Gray Edith student bds 840 Union av N.

1909

Severn B. Gray dies [http://historicpreservationclub.blogspot.com/2014/06/seeking-pre-burger-barn-history-who-was.html] of TB

1909 City Directory Polk Portland

Gray Harry M. miner res 840 Union Av. N [http://historicpreservationclub.blogspot.com/2014/06/burger-barn-needs-team-of-volunteers.htmi] [AKA Burger Barn Building]

Gray Edith S. Hairdresser Mrs. Iola Hudson bds 840 Union Av. N.

Gray A. water boy Baker Theater [http://www.pdxhistory.com/html/portland_theaters.html] bds 840 Union Av N.

Gray Mrs. Catherine T. res 840 Union Av N.

West, Eliza A. (wid Frank) dbs 840 Union av N.



[http://4.bp.blogspot.com/-

_FqL2r0rVfM/U6ywuNRSVII/AAAAAAAH3Q/truqz2AJLL0/s1600/1909CityDirectory.jpg] 1909 Portland Polk

1910 City Directory Polk Portland

Gray Archie clk Henry Jenning and Sons [http://files/usgwarchives.net/or/multhomah/bios/jenning1211gbs.txt] b. 840 Union Av N. [AKA Burger Barn Building]

Gray Henry M. miner h 840 Union av N

1911 City Directory Polk Portland

Gray Harry M. miner h 842 Union av. N [Demolished House]

Gray Edith s b 842 Union Av N.

February 3, 1912

Archibald R. Gray dies

1913 City Directory Polk Portland

Gray Harry M. lab h 298 E 40th

Gray Edith S. b 620 Wasco [post 1931 1608 NE Wasco/no records found] [Ethel L. b 400 13th]

1914 Colored Women's Council [The History of Portland's African American Community (1805 to the Present [https://scholarsbank.uoregon.edu/xmlui/bitstream/handle/1794/5816/Portland_Albina_African_American_History.pdf] page 46] Finally Found an Image of Katherine Gray and one of her daughters. Note that she is referred to as Mrs. H. M. Gray and is the Vice President of the Colored Women's Council her daughter Miss Edith Gray is the Secretary.



OWi8IyWTFU8/U67t1qALttl/AAAAAAAH4M/WH2bOOH8x1M/s1600/The+History+of+PDX+AA+p46.png]

August 15, 1914

In this city, August 15, at the family residence, 298 East 40th st. S.E., Catherine Elizabeth, infant daughter of Mr. and Mrs. Harry M. Gray. The services and interment will be held at Riverview Cemetery at 2 P.M. today (Sunday). The remains are at the conservatory chapel of F. S. Dunning, Inc., East Side Funeral Directors.

[The Oregonian, 16 Aug 1914, p6]

1917 (Cathy Galbraith AHC)

Katherine Gray moves into/purchases home at SE47th and Franklin

1918 City Directory Polk Portland

West Eliza A (wid Frank) laundress r 620 3rd [2404 SW Third/SOUTH AUDITORIUM Urban Renewal]

Feb. 14, 1920

At the residence, 4525 Thirty-third avenue Southeast. February 14, 1929. Harry Malcolm Gray, aged 56 years, 11 months and 10 days, beloved husband of Katherine Gray, father of Ethel Turner and Edith Williams, brother of Miss Ella Sevler of St. Louis, Mo. Friends invited to attend the funeral services at 2 P.M. today (Tuesday), February 17, 1920, at Holman's funeral parlors, Third and Salmon streets, under the auspices of Excelsior Lodge No. 23, F. and A. M. Interment Riverview Cemetery [http://www.riverviewcemetery.org/].

[The Oregonian, 17 Feb 1920, p13]



[[]http://4.bp.blogspot.com/-

SBEll388ru4/U6zZLV2wqzI/AAAAAAAAAAAGZZEKrqY/s1600/112974185_137236701129.jpg] courtesy Friends of River View

June 1920 City of Portland Pay Roll Register (City Archives via researcher Jan Dilg)

Katharine Gray's name is on the Payroll employed at a comfort station [http://historicpreservationclub.blogspot.com/2012/08/comfort-station-had-vault-lights.html]. She first earned \$110/month and records of her employment by Portland Parks and Recreation at this capacity continued until January **1931**. In July it seems she was employed as an attendant at a comfort station attendant at a swim tank. [tanks were often indoor swimming pools like the pool at Couch School-no indication of which location she worked at in the park system]

12-17-23 Building Permit

Katherine Gray owner of 4827 33rd Ave [4827 SE Franklin] had her home attached to the city sewer.

IT

1930 Federal Census

Eliza A. West (relationship Grandmother) Female Negro age 78 born in New York Katherine Gray (Head) Female negro age 59 born in New York

?33rd Avenue

March 16, 1941 Eliza West died Oregon State Library; *Oregon Death Index 1931-1941*.

February 3, 1956

Death:

Feb. 3, 1956 Portland Multnomah County Oregon, USA

Funeral service for Mrs. Katherine Gray, 4827 S.E. Franklin avenue, will be conducted Monday at 2 p.m. in Zion AME church, of which she was one of the founders. Mrs. Gray also had been director of the church choir for more than 40 years.

Born at Kingston, N.Y., April 31, 1870, Mrs. Gray had lived in Portland since 1900. Besides her church activities, she was a founder of the Harriet Tubman club [http://centuryofaction.org/index.php/main_site/Essays/oregon_womens_clubs], a past commander of the National Federation of Colored Women for Oregon [http://portlandtribune.com/pt/9-news/129905-walking-with-civil-rights-pioneers] and member of Enterprise chapter, Order of Eastern Star [http://www.aaregistry.org/historic_events/view/order-eastern-star-begins].

Mrs. Gray was the mother of five children, of whom the only survivor is a daughter, Ethel, Mrs. Bert Turner.

[The Oregonian, 5 Feb 1956, p28]

Posted 26th June by Dr. Tanya Lyn March

1.

Labels: Burger Barn, Katherine Gray



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http://historicpreservationclub.blogspot.com/2014/06/mrs-katherine-gray-founder-of-harriet.html

8/8

12



POLICE PROTEST — Hundreds of off-duty police in downtown Portland Friday to protest the firing of DAVID WEINTRAUB/Oregon Journal officers and their supporters march toward City Hall two officers by Commissioner Charles Jordan and Police Chief Bruce Baker last week. 4/3/81
2803 NW Cumberland Rd Portland, Oregon 97210 8 April 1981

Portland Police Association 808 SE 19th Portland, Oregon 97214

Association:

I felt upon first hearing of it that the patrolmen opossum incident was simply a foolish and immature act by policemen who were supposedly on useful serious duty. I felt that the appropriate action should be low profile personal counsel for the individual policemen and equally quiet relief from the duty which they were clearly unable satisfactorily to fulfill. I have come to believe I was incorrect. The high profile airing of the issue has made it clear to me that there is a sizeable underlying problem. I am now grateful to those who have borne the brunt of airing of the issuethe two patrolmen, Chief Baker, Commissioner Jordan, policemen of the force, and your association. I hope that Mayor Ivencie will assume a stance characterized by the wisdom Commissioner Jordan has predicted.

It is my conviction that all thoughtful citizens and public officials in particular, as they attempt to fulfill their obligation to teach and to lead, must fealize that imperfection in our community's race relations demands that we act with unusual thoughtfulness and care on all matters which relate to racial and ethnic interfaces. We public are imperfect in our attitudes. An Indeed, we have recently revealed that we are not even fully aware of the degree of our apathy, anger, anxiety, and insensitivity. I do believe we can be led. I believe the patrollmen were not thoughtful, were not careful and did not attempt to lead.

The two patrolmen have borne large burden in the incident. I am hopeful that the contractural arrangements of their employment will facilitate a humane solution for them personally. The force has suffered a form of erosion of apparent prestige from which it can quickly recover because of the candor with which the incident has been publicized. Commissioner Jordan and Chief Baker have stepped forward to attempt to lead us all. Mayor Ivancie will have the opportunity to assist in working out reconciliation and the opening of a new positive chapter in Portlnd's race relations in which racial and ethnic issues

are approached with maximal thoughtfulness and sensitivity.

I hope you will consider these thoughts as you plan and execute your association's policies involving minority macial and ethnic groups and individuals.

Sincerely,

William Harry

William K. Harris

Copy to: Commissioner Jordan Chief Baker Commissioner Ivancie The Oregonian The Journal



1235

PORTLAND PUBLIC SCHOOLS 501 North Dixon Street / Portland, Oregon 97227 Mailing Address: P.O. Box 3107 / Portland, Oregon 97208 Phone: (503) 249-2000 / 249-0741

Herb Cawthorne Frank McNamara Sarah Newhall Wally Priestley Forrest N. Rieke William Scott

16

BOARD OF EDUCATION

March 27, 1981

The Hon. Charles Jordan City Commissioner 1220 SW Fifth Avenue Portland, Oregon 97204

Dear Commissioner Jordan:

I have been deeply concerned at the controversy and the implications of it surrounding the Opossum Incident. The matter has so concerned me that I chose to make a statement at the demonstration at City Hall on March 25th. I wanted you to have a copy of my statement, and I have enclosed it for your review.

Martin Luther King said once, "When evil men plot, good men must plan. When evil men burn and bomb, good men must build and bind." The problems of police/community relations, within the black community, are serious and have been compounded by the childish actions of a few members of the police department. It is important that leadership in our community come forward to provide a clear statement that such actions will not be tolerated and that better community relations between the police and the black community are essential.

Cordially,

ALLI Herb L. Cawthorne, Member Board of Education

HC

lc/wp

The Urban League of Portland

404 COMMUNITY SERVICE CENTER 718 West Burnside Portland, Oregon 97209 (503) 224-0151

March 17, 1981

Commissioner Charles Jordan 404 City Hall 1220 S.W. Fifth Portland, Oregon 97204

Dear Charles:

Needless to say, I am furious about the incident of police officers dumping dead opossums in front of a business in Northeast Portland.

How can officers who are sworn to protect citizens ever be taken seriously in their role when they are, in fact, doing pranks such as this. I can't imagine an incident of this nature occurring anywhere else in the city. The officers' story of it all being a joke is unbelievable and unacceptable. I do hope they are not excused and merely given a slap on the wrist. To do so will say to other officers, "Do whatever you want in this community, then apologize and we'll forget the whole thing."

These officers should be punished, so that other officers will think before committing such an act in our community.

Sincerely,

Freddye Petett.

Executive Director

FP/bp



A NATIONAL URBAN LEAGUE

AFFILIATE

A United Way Agency

C-710

March

Member at Large Benita Stroughter Member at Large

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STAFF

Freddye Petett Executive Director

Norm Monroe Deputy Director Caucus A 0245 S. W. Bancroft Portland, Oregon 97201

March 20, 1981

ond of coastons Téast sain _

Mr. Charles R. Jordan Police Commissioner City of Portland 1220 S. W. 5th, Rm. 404 Portland, Oregon 97204

Dear Commissioner Jordan:

The recent "oppossum dump" at a Northeast Portland restaurant involving police officers is a serious matter. This senseless act calls into question the credibility and character of police behavior. It is more than a practical joke! That it further fragments and frightens an already suspicious community climate seems clear. This is especially true in view of recent revivals of racism locally and nationally.

That is why we believe this matter needs a full investigation. The Portland community must be assured that this behavior is the work of a foolish few and not the way of many. Concerned citizens deserve to know that racism in any form will never be accepted by any responsible representative of our city. Further, once the investigation has been completed, the results should immediately be made public.

Finally, we applaud any attempts at improving community/police relationships, and we encourage the Police Department, and you, to continue efforts to improve this process by developing specific strategies in officer recruitment, placement, and community sensitivity.

We, the undersigned, stand ready to support you and the Police Department in healing past wounds and building future bridges of understanding within our community.

Sincerely (4.12.00

James T. Olsen Pastor, Grant Park Baptist Church Secretary, Caucus A, Ecumenical Ministries of Oregon

Rev. Terry Allen Moe Rev. Wayne Hill Rev. Stephen Stobie Sharon Miyaji Rev. Dale Turner Rev. Jay McMurren Rev. Gary Grafwallner Rev. Terry Swicegood Rev. Randy Riggs Paula Haataja John Stephens, Jr.

Redeemer Lutheran Church Fremont United Methodist Church St. Andrews Catholic Church St. Andrews Community Center Highland Baptist Church Grace Memorial Episcopal Church Augustana Lutheran Church Westminster Presbyterian Church Westminster Presbyterian Church Project Linkage Grant Park Baptist Church member

TESTIMONY OF VALERIE AITCHISON July 31, 2014

My name is Valerie Aitchison, and I live at 1628 NW 32nd, in Willamette Heights. Last month, our neighborhood was at the center of a very public demolition issue. Earlier this year, a California software executive and his wife bought a beautiful 1892-house listed on Oregon's Historic Landmark Inventory, publicly stating they intended to do modest renovations to the house. Somewhere along the line, things abruptly changed, and the neighborhood learned that in the City of Portland, it's possible to do three things in less than one business day: (1) Withdraw a property from the Inventory; (2) Submit plans for a new ultra-modern house; and (3) Get the City's approval to tear down a 122-year-old house that had been a focus of the neighborhood.

The whole experience left a group of Willamette Heights neighbors committed to convincing you that the rules concerning demolitions of older homes should be changed. We support the three principles you've heard discussed today:

- 1. Defining "demolition" as the removal of 50% or more of an existing building.
- 2. Require all residential demolitions to adhere to minimum delay and neighborhood notification requirements.
- Establish a task force to identify additional building and zoning code improvements that would ensure demolitions are appropriately managed and that replacement construction responds to neighborhood characteristics.

I've submitted a list of in neighbors who have expressed support for these three principles. We gathered those names in less than a day, and could have gathered many more had we had time. We urge you to adopt rules that slow demolitions way down, rules that will involve neighborhoods far more. Without those rules, we'll lose an important part of the character of Portland. We should not be stewards of that loss.

John Rettig Gary J Hartnett Janet Sherman Ted Kaye Debbie Kaye

David Schultz Rhonda Rasmussen Steve McCarthy Lucinda Parker McCarthy Sharon Grayzel

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July 31, 2014

The Honorable Charlie Hales, Mayor Commissioner Amanda Fritz Commissioner Dan Saltzman Commissioner Nick Fish Commissioner Steve Novick City of Portland 1221 NW 4th Avenue – Suite 340 Portland, OR 97204

> Re: Issues Related to Portland Historic Landmarks Commission State of the City Presentation Report: City Council Hearing July 31, 2014

Dear Mayor Hales and City Council Members:

The State of the City Preservation Report (the "Report") prepared by the Portland Historic Landmarks Commission provides an excellent overview of many of the challenges facing our city as economic pressures increase the pace of development and affect the fabric of our neighborhoods. "Priority 5" of the Report notes that the "epidemic of single-family home demolitions erodes the character and culture of our neighborhoods, promotes and accelerates gentrification, creates a negative environmental impact, and disincentivizes historic preservation."

Few areas within our city have felt this trend more acutely than Northwest Portland, which is already one of the most densely populated neighborhoods in the state. There have been several controversial and high profile examples recently in Northwest Portland in which developers have sought to demolish historic homes, and those homes were saved only by the prompt – and many would say heroic – actions of residents. Although these homes were not protected by zoning classifications or historic designations, they add to the character of our neighborhood and represent exactly the kind of "historic" structures that make Northwest Portland a special place in which to live, work and recreate.

The Northwest District Association (the "NWDA") strongly encourages the City Council to look for ways to assist neighborhoods in maintaining their unique character and livability during this period of rapid development. The City needs to respond quickly and aggressively to this trend in order to avoid irreversible damage to our neighborhoods. On Monday, July 21, 2014, the NWDA's Board of Directors adopted a resolution encouraging the City to take the following measures with respect to the demolition delay process set forth in City Code Section 24.55.200:

- 1. Require an automatic demolition delay for all structures exceeding 75 years old;
- 2. Adopt a pragmatic definition of "demolition," perhaps based on a percentage of the subject structure; and
- 3. Revise the "single family residence" exception set forth in Subsection K.1. to provide that the subject property may not be subsequently divided by the applicant to add additional structures, thereby eliminating the latest "loophole" employed by developers to skirt the demolition delay procedures.

Thank you for your attention to these important issues, and we appreciate your consideration of our recommendations.

Yours sincerely,

Gustavo Cruz, President Northwest District Association

SUBMITTED BY BEIAN EMERICK 7/31/2017

PP1-18

Reducing Residential Demolition in Historic Neighborhoods



The 1906 EW Ring House at 2808 SE Belmont was razed in February. Photo courtesy Christopher Wilson.

Single-family homes are being demolished at a record rate in Portland's established neighborhoods. The loss of integrity and history threatens the livability of our city and has fast become a critical concern to the Historic Landmarks Commission and the citizens of Portland. The Landmarks Commission seeks the support of City Council to work toward immediate and long range strategies that address this issue through our building code.



Portland Historic Landmarks Commission Demolition White Paper, July 28th, 2014

Executive Action Summary Recommendations

3 Priority Responses

- 1. Remove the Demolition Delay Exception- We recommend requiring all residential demolitions to comply with the minimum delay and notification requirements.
- 2. Define Demolition- It is estimated that for every three demolition permits, there is at least one 'virtual demolition'. We recommend closing the loophole in the code that allows this by defining demolition as removal of more than 50% of an existing building.
- 3. Establish a Demolition Task Force- We suggest a team comprised of BDS and BPS staff be directed by Council to work with stakeholders to identify additional building and zoning code improvements that further manage demolitions and ensure that replacement construction is contextually appropriate. The outcome of this action would be a code revision that addresses this issue in more detail.

Portland Historic Landmarks Commission Demolition White Paper, July 28th, 2014

Supporting Information and Further Details

Residential Demolition Data- Key Points from the BPS 2014 Report (See Attached)

- 1. 2013 Set a Record for Residential Demolition in the City of Portland
- 2. 2014 is Currently on Pace to Break the 2013 Record
- 3. 1927 is the Average Age of a Home Demolished in the City of Portland
- 4. Demolition Does Not Equal Increased Density. More Than Half Result in No Increase in Density. In Fact, Only 8% of Demolitions Account for Over 80% of the Increased Density Resulting from Residential Demolitions.
- 5. The Average Replacement Dwelling is Nearly Twice the Size of the Original Dwelling.
- 6. Nearly 40 Million Pounds of Waste Were Created in Portland From Single Family Demolitions Last Year, Equating to 5% of ALL Waste Generated in the City.

Further Details on the 3 Priority Responses

1. Remove Demolition Delay Exception

Expand existing demolition delay and notification requirements to include all residential dwellings by removing Section K.1 in Code Chapter 24.55.200. The Building Code requires a 35-day delay and notification for the proposed demolition of residential buildings in residential zones. It also allows for an additional 120-day delay at the request of the neighborhood association. However, an exception granted when the structure is being replaced by another single family home provides a loophole for the developer, effectively eliminating any delay.

Portland Historic Landmarks Commission Demolition White Paper, July 28th, 2014

2. Define Demolition

Further define demolition as the removal of 50% or more of an existing building. Currently, a demolition permit is required only if the site is scraped clean and no definition of "demolition" exists in the applicable portion of the building code, Chapter 24.55.150.

3. Demolition Task Force

Identify staff from the Bureau of Development Services (BDS) and the Bureau of Planning and Sustainability (BPS) who can identify other demolition mitigation methods. The Task Force should explore potential amendments to the Portland Building Code, Zoning Code, and Comprehensive Plan with input from the Historic Landmarks Commission and other stakeholders.

Examples of Other Long-Term Mitigation Methods Which Might Be Evaluated

The methods below are, in part from the Portland Coalition for Historic Resources

- Apply an automatic 120-day delay and notice to any residential structure older than 75 years old. This is particularly important given our Historic Resource Inventory dates to 1984 and does not encompass the entire City.
- Downzone lots in historic neighborhoods that are rated for higher density where it's been proven that replacement dwellings will not result in a significant demolition predicated density goal increase. Nearly 1/5th of Portland's single-family homes sit on land zoned for higher density and are therefore vulnerable. The removal of these single-family homes with houses that are oversized within the context of the neighborhood have a negative impact on affordability and neighborhood character. Currently only 8% of demolitions result in over 80% of the density increase as measured in housing units.
- Identify clusters of similar aged residences by neighborhood throughout the city where the average age is 75 years old or older and apply a newly defined "Historic Neighborhood Plan District Overlay", modeled on the existing Laurelhurst and Eastmoreland Plan District Overlays, applying the following restrictions to new construction of single family, duplexes, and townhome construction:
 - a) Limit Floor Area Ratio (FAR) to not more than 120% of the average FAR of single family homes within the Plan District (In plain speak, this equates to how much of the lot can be covered by buildings).
 - b) Limit street and side property line setbacks to an amount consistent with average setbacks of existing single family homes in the district

- Within each Historic Neighborhood Plan District identified above, National Register Historic District, and Historic Conservation District re-evaluate the zoning of all single family residences not facing high traffic corridors on land currently zoned for R2.5 or greater density and down-zone to reflect the size of the houses on those properties.
- Apply a per-ton tax on all building demolition debris hauled from a site at a rate to be determined by the Bureau of Development Services at a level sufficient to fund 1/2 the annual cost of a five year effort to update the Historic Resources Inventory, and to fund education, planning, and HRI maintenance efforts related to Historic Preservation after that five year period.
- Undertake a full-scale update of the Portland Historic Resources Inventory using the best available technology and, as appropriate, trained neighborhood volunteers.
- Consider that Demolitions are highest in outlying areas of the City and likely support gentrification since the replacement dwellings are nearly twice the size on average. Implement policy that supports citywide equity goals.
- Include Historic Resource Inventory status, National Register District status, Historic Conservation District status, and individual Landmark Listing status on the main summary display page of PortlandMaps.com property listings.

REFERENCES

- 1. **"Demolition Data"** Bureau of Planning and Sustainability. 29 April 2014.
- 2. "Residential Demolitions || 1996 to Present" Bureau of Planning and Sustainability. 29 April 2014.
- 3. **"Examples of Virtual Demolitions"** Jim Heuer. 27 July 2014.
- 4. **"Proposals to Curb the Epidemic of Demolitions.."** Portland Coalition for Historic Resources. 16 July 2014. Reference: http://restoreoregon.org/demolition-recommendations/
- 5. "Various Permit Filings" www.portlandoregon.gov. Retrieved 28 July 2014.









Single-Dwelling Residential and Commercial Demolition Applications





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Major Alterations/Remodels Not considered a demolition





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Do Demolitions Equate to More Density?

| Development-Related Activities Associated with Demolition (2013) | Demolitions | Percent | Lots/Units Created (net) |
|---|-------------|---------|--------------------------|
| Single Family House (1:1) | 121 | 42.8% | 0 |
| Lot Confirmation (1 or more new lots) | 65 | 23.0% | 72 |
| Land Division (1 or more new lots) | 39 | 13.8% | 74 |
| Multi-Dwelling, Commercial, or MXU | 25 | 8.8% | 407 |
| Demo Only (No new development) | 33 | 11.7% | 0 |
| Total | 283 | 100.0% | 553 |



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Demolition Mechanical removal



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Deconstruction

Deconstruction is an alternative to mechanized demolition. Deconstruction is a systematic disassembly of a building in the opposite order it was constructed. The work is done mostly by hand and the goal is to salvage as many materials as possible for reuse.

Tax deductions for materials donated to a non-profit

Results in more jobs, affordable quality building materials, community development and is more sustainable



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19,303 Tons/Yr waste generated (demos)

453,370 total tons waste generated (all waste)



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