

# ORDINANCE No. 187149

\*Amend fee schedules for tree permits in development situations (Ordinance)

The City of Portland Ordains:

Section 1. The Council finds:

1. Portland Parks & Recreation (PP&R) promotes safety, livability, economic vitality, and environmental quality through management of the city's urban forest including efficient and collaborative application of tree regulations.
2. In January 2015, the city's new tree code, Title 11 Trees, was implemented. Title 11 is intended to streamline and consolidate tree regulations, improve tree retention and protection especially during site development, and provide for better enforcement of the city's tree regulations. Better customer service in tree permitting is also an expectation for implementation of Title 11.
3. Title 11 authorizes and anticipates fees: The City Council may establish and amend by ordinance permit, inspection, review, enforcement, in-lieu of planting or preservation, appeal and other fees as necessary to sustain the development permit, tree permit, and other Development Service or Urban Forestry programs. (11.10.070)
4. PP&R is largely a general fund bureau, however it practices cost recovery for some services, and collects certain fees under a fee schedule for certain tree permits. These fees are used by PP&R to fund inspections, plan review, permit issuance, land use review, code enforcement, customer assistance and other tree-regulation-related functions.
5. PP&R charges fees to compensate for the costs of the services provided. PP&R does not charge fees for some services, for example tree planting and tree pruning permits, in order to encourage these activities and reduce potential barriers to voluntary compliance with regulatory requirements.
6. Other infrastructure and regulatory bureaus, such as Bureau of Environmental Services, Portland Water Bureau, Portland Bureau of Transportation, and Bureau of Development Services, charge fees for their services in these same development review processes.
7. PP&R has been proactive in informing and seeking input from customers regarding the need and rationale for the proposed fee changes. The bureau has published information about the proposed changes on its website, and has met with relevant stakeholder groups including the Title 11 Implementation Oversight Advisory Committee, Development Review Advisory Committee, and the Urban Forestry Commission.

8. PP&R is proposing establishing the following new Development Review fees in the Urban Forestry Fee Schedule:

Land Use Review  
Early Assistance, Written Response only  
Early Assistance, Meeting and Written Response  
Pre-Application

NOW, THEREFORE, the Council directs:

- a. The Fee Schedule listed as Exhibit A to this ordinance shall be effective July 1, 2015.
- b. This ordinance is binding City policy.

Section 2. The Council declares that an emergency exists because this allows fees to be effective at the beginning of the fiscal year along with other changes to development review fees; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: MAY 27 2015  
Commissioner Amanda Fritz  
Prepared by: Jenn Cairo: ack  
Date Prepared: May 12, 2015

**Mary Hull Caballero**  
Auditor of the City of Portland

*Susan Parsons*  
Deputy

140

**540**  
 Agenda No.  
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 Title

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<p><b>INTRODUCED BY</b>          Commissioner/Auditor:  <b>Commissioner Amanda Fritz</b></p>	<p>CLERK USE: DATE FILED <u>MAY 22 2015</u></p>
<p><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz <i>Amanda Fritz</i></p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p>	<p style="text-align: center;">Mary Hull Caballero          Auditor of the City of Portland</p>
<p><b>BUREAU APPROVAL</b></p> <p>Bureau: Parks &amp; Recreation          Bureau Head: Mike Abbate <i>Mike Abbate</i></p> <p>Prepared by: Jenn Cairo: ack          Date Prepared: May 12, 2015</p> <p>Impact Statement          Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document          If "Yes" requires City Policy paragraph stated in document.          Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/></p> <p><b>City Auditor Office Approval:</b>          required for Code Ordinances</p> <p><b>City Attorney Approval:</b>          required for contract, code, easement, franchise, comp plan, charter <i>[Signature]</i></p> <p>Council Meeting Date <b>May 27, 2015</b></p>	<p>By: <i>Susan Sansons</i>          Deputy</p> <p><b>ACTION TAKEN:</b></p>

<p style="text-align: center;"><b>AGENDA</b></p> <p><b>TIME CERTAIN</b> <input type="checkbox"/>          Start time: _____</p> <p><b>Total amount of time needed:</b> _____          (for presentation, testimony and discussion)</p> <p><b>CONSENT</b> <input type="checkbox"/></p> <p><b>REGULAR</b> <input checked="" type="checkbox"/>  <b>Total amount of time needed: 30 minutes</b>          (for presentation, testimony and discussion)</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 30%;">FOUR-FIFTHS AGENDA</th> <th colspan="2">COMMISSIONERS VOTED AS FOLLOWS:</th> </tr> <tr> <th></th> <th>YEAS</th> <th>NAYS</th> </tr> <tr> <td>1. Fritz</td> <td style="text-align: center;">✓</td> <td></td> </tr> <tr> <td>2. Fish</td> <td style="text-align: center;">✓</td> <td></td> </tr> <tr> <td>3. Saltzman</td> <td style="text-align: center;">✓</td> <td></td> </tr> <tr> <td>4. Novick</td> <td style="text-align: center;">✓</td> <td></td> </tr> <tr> <td>Hales</td> <td style="text-align: center;">✓</td> <td></td> </tr> </table>	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:			YEAS	NAYS	1. Fritz	✓		2. Fish	✓		3. Saltzman	✓		4. Novick	✓		Hales	✓	
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