



CITY OF
PORTLAND, OREGON
HEARINGS OFFICE

1900 S.W. 4th Avenue, Room 3100
Portland, Oregon 97201
Telephone: (503) 823-7307
FAX: (503) 823-4347
TDD (503) 823-6868

HEARINGS OFFICER'S ORDER

APPEAL OF JORDAN DENHAM

CASE NO. 1080210

DESCRIPTION OF VEHICLE: Honda Civic (OR WJZ768)

DATE OF HEARING: July 29, 2008

APPEARANCES:

Mr. Jordan Denham, appellant

HEARINGS OFFICER: Mr. Ian Simpson

The Hearings Officer, on substantial evidence and based upon the record as a whole and receiving Exhibits 1 through 8 into the record without objection, finds as follows:

The towing officer's report stated that the appellant's vehicle was towed because it was parked in a truck loading zone (Exhibits 5 and 6). The appellant also provided a photograph showing the appellant's vehicle parked next to a sign indicating a truck loading zone, with an arrow on it pointing in the direction the vehicle was parked (Exhibits 6 and 7).

The appellant stated that he parked his vehicle in the late evening on the other side of where the sign was posted, in the direction that the sign did not apply to. The appellant provided photographs of the block and he indicated where he had parked his vehicle (Exhibit 8). The appellant suggested that perhaps his vehicle had been moved to where the officer found it.

The Hearings Officer finds that it is more likely that the appellant failed to remember where he parked his vehicle, especially given that he parked in the late evening, than that the vehicle was moved or that the officer's memory and photograph are inaccurate.

Given these circumstances, this was a valid tow. Please note the relevant City Code sections below concerning this matter.

16.20.220 Truck Loading Zones.

(Amended by Ordinance Nos. 165594, 166575, 176394 and 179141, effective March 23, 2005.)

A. Truck loading zones are established to prevent double parking and other illegal parking by designating a supply of parking spaces dedicated to the delivery of merchandise by trucks to commercial properties.

B. Only the following vehicles, while being actively loaded or unloaded, may park in a truck loading zone for no more than 30 minutes:

Therefore, it is ordered that all towing and storage charges against the vehicle shall remain the responsibility of the vehicle's owner.

This order may be appealed to a court of competent jurisdiction pursuant to ORS 34.010 et seq.

Dated: July 30, 2008
IS: cb


Ian Simpson, Hearings Officer

Bureau: Parking Enforcement
Tow Number: 19583

Enclosure

Exhibit #	Description	Submitted by	Disposition
1	Hearing request letter	Denham, Jordan	Received
2	Tow desk report	Hearings Office	Received
3	Hearing notice	Hearings Office	Received
4	Tow hearing info. sheet	Hearings Office	Received
5	Tow hearing report	Parking Enforcement	Received
6	Parking Violation	Parking Enforcement	Received
7	Photo	Parking Enforcement	Received
8	Photos (2 pgs) 8 1/2 x 11	Denham, Jordan	Received