



CITY OF  
**PORTLAND, OREGON**  
HEARINGS OFFICE

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**HEARINGS OFFICER'S ORDER**

APPEAL OF MEAGAN DOYLE

CASE NO. 1080269

DESCRIPTION OF VEHICLE: Honda Accord (CA 4PTA742)

DATE OF HEARING: September 2, 2008

APPEARANCES:

None

HEARINGS OFFICER: Mr. Ian Simpson

The Hearings Officer, on substantial evidence and based upon the record as a whole, and receiving Exhibits 1 through 7 into the record without objection, finds as follows:

The towing officer's report stated (Exhibit 6) that the appellant's vehicle was completely blocking a crosswalk, and so had it towed. The officer provided photographs showing the vehicle blocking a crosswalk (Exhibits 6 and 7).

The appellant stated in her request for a hearing (Exhibit 1) that the tow was invalid because her vehicle's bumper ended before the curb ended. She also stated that there were no signs or yellow curb indicating that it was not a parking space. The city code authorizes an officer to tow a vehicle if the vehicle is impeding or likely to impede pedestrian traffic. The Hearings Officer finds that the vehicle's bumper ending before the curb ended does not indicate that the vehicle was not blocking a crosswalk. A cross walk is usually several feet wide, and so would extend several feet from the end of the curb. In addition, the code does not require that a crosswalk be indicated by a sign or yellow curb.

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

**16.30.220 Towing Without Prior Notice.**

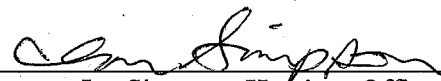
(Amended by Ordinance Nos. 165980, 170912, 176352, and 176442, effective May 1, 2002.) Any authorized officer may, without prior notice, order a vehicle towed, when:

A. The vehicle is impeding or likely to impede the normal flow of vehicular or pedestrian traffic;

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: September 9, 2008  
IS: rs

  
Ian Simpson, Hearings Officer

Bureau: Parking Enforcement  
Tow Number: 22868

Enclosure

Exhibit #	Description	Submitted by	Disposition
1	Hearing request letter	Doyle, Meagan	Received
2	Tow Desk printout	Hearings Office	Received
3	Hearing Notice	Hearings Office	Received
4	Tow Hearings Process Info. sheet	Hearings Office	Received
5	Tow Hearing Report	Parking Enforcement	Received
6	Parking Violation with photos	Parking Enforcement	Received
7	Large Photo	Parking Enforcement	Received