



CITY OF
PORTLAND, OREGON
OFFICE OF THE CITY AUDITOR
Hearings Office

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HEARINGS OFFICER'S ORDER

APPEAL OF CHAD GREIFE

CASE NO. 1090224

DESCRIPTION OF VEHICLE: Chrysler Cruiser (IN 256ABO)

DATE OF HEARING: October 22, 2009

APPEARANCES:

Mr. Chad Greife, Appellant

HEARINGS OFFICER: Mr. Ian Simpson

The Hearings Officer makes this decision based upon Mr. Greife's testimony and the exhibits admitted into the evidentiary record (Exhibits 1 through and including 6).

The officer's report (Exhibit 5) indicated that on October 1, 2009, the appellant's vehicle was parked in a truck loading zone without proper permit or signage, and so was towed. Signs were clear and visible, and yellow marking was clear. The zone was 7:00 a.m. to 6:00 p.m., Monday through Saturday.

The appellant testified that he had recently moved to Portland and did not understand the parking regulations here. He had a Zone L parking pass and thought that was sufficient to park where he did.

The Hearings Officer finds that a vehicle may be towed if it is parked in violation of a truck loading zone sign. A Zone L permit does not allow parking in violation of a truck loading zone sign. Given these circumstances, the Hearings Officer finds that this was a valid tow. Please note the relevant City Code sections below.

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:

B. The vehicle is illegally parked in a conspicuously posted restricted space, zone, or traffic lane where parking is limited to designated classes of vehicles or is prohibited in excess of a designated time period, or during certain hours, or on designated days, or at any time and place the vehicle is interfering or reasonably likely to interfere with the intended use of such a space, zone, or traffic lane;

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: October 23, 2009
IS:cb/rs


Ian Simpson, Hearings Officer

Bureau: Parking Enforcement
Tow Number: 19365

Enclosure

Exhibit #	Description	Submitted by	Disposition
1	Hearing request letter	Greife, Chad	Received
2	Tow desk printout	Hearings Office	Received
3	Tow hearing notice	Hearings Office	Received
4	Tow hearing info. sheet	Hearings Office	Received
5	Tow hearing report	Parking Enforcement	Received
6	Parking Citation & Violation w/photos	Parking Enforcement	Received