



CITY OF
PORTLAND, OREGON
OFFICE OF NEIGHBORHOOD INVOLVEMENT

CHARLIE HALES, MAYOR
Amalia Alarcón de Morris, Bureau Director
Noise Control Program
1221 SW 4th Avenue, Room 110
Portland, Oregon 97204

Promoting a culture of civic engagement

Noise Variance / Permit

FILE COPY

Application #: 3624000

Applicant: PORTLAND FARMERS MARKET *AMBER HOLLAND*
240 N BROADWAY SUITE 129
PORTLAND OR 97227

Organization:

Activity: OPEN AIR FARMERS MARKET

Event Location: 1137 SE 20TH AVE

Parking lot - Hinton Baptist Church

Date(s): Thursdays, May 7, 2015 through Sep 24, 2015

Hours: 3:00 pm - 7:00 pm

Application for the above has been reviewed by the Noise Control Officer, City of Portland, and is hereby:

Approved, with the following conditions:

- Speakers are to face away from the closest residential locations.
- Amplification shall not be audible further than a block from the source of the noise.
- Sound levels will be reduced upon request.
- Amplification is to cease at 7:00 p.m. SHARP.
- Applicant will supply notification of the event all neighbors within a one and a half block radius at least one week prior to the event. Notification will include a phone number that neighbors can call to reach the Applicant to discuss questions before the event and to report concerns of excessive noise during the event. Notice should not simply include the residents who live right on that block, but is intended to reach other neighbors who are impacted by the request for a noise variance.
- Applicant will notify the Noise Office at (503) 823-7350 of any complaints they receive. The Applicant will keep a record of how they responded to concerns raised by the community in order to report their actions back to the Noise Control Office.

To the Applicant:

- Carry this document with you during the activity. This is not a permit to make more noise than is minimally necessary for your needs.
- Violation of the conditions of this variance constitutes grounds for revocation of the variance, and denial of future applications, and may also result in the issuance of citation(s) for violations of City Code.
- If a Police or Noise Control Officer should appear, his/her instructions will supersede this variance and take precedence.

Date:

April 29, 2015

Paul van Orden
Paul van Orden, Noise Control Officer



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**FINDINGS AND DECISION OF
THE NOISE REVIEW BOARD**

FILE COPY

APPLICANT: BES *JILL HUTCHINSON*

VARIANCE NUMBER: 15-166158-000-00-NV

DECIDED: May 13, 2015

***DECISION: APPROVED FOR HOLLYWOOD-GRANT PARK SEWER PROJECT WITH
CONDITIONS***

BACKGROUND:

Title 18 establishes sound levels based on the zones of both the source and receivers of noise. Events that produce noise above permitted levels may be considered for variance from the code. The Noise Review Board is charged by code to review and act upon some of these applications. The review must consider the physical characteristics; times & duration of the emitted sound; the geography, zone and population density of the affected area; whether the public health, safety or welfare is impacted; whether the sound source predates the receiver(s); and whether compliance with the standard would produce hardship without equal or greater benefit to the public. The code does not preclude review of other factors, nor does it specify the weight to be given to each criterion.

REQUEST:

A variance was requested May 13, 2015. The requested dates and times are as follows: October 1, 2015 through September 30, 2016. Times for specific streets are attached to this document as part of the original application materials.

FINDINGS:

- A. The public's health, welfare and safety are not affected by the anticipated noise levels, except possible temporary interference with sleep at later hours and for closer-in properties.
- B. The sound source does not predate receivers.
- C. The last criterion in reviewing Noise Variances speaks to a sort of "balancing test", in which compliance/non-compliance is measured against the "public good." Will the denying of this application produce hardship without equal or greater benefit to the public? Although "benefit"