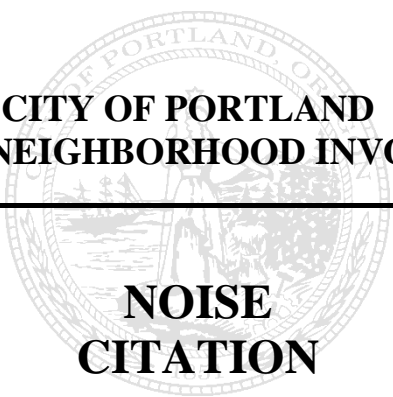


**CITY OF PORTLAND
OFFICE OF NEIGHBORHOOD INVOLVEMENT**



DATE: _____ CITED BY: Officer Paul van Orden IVR SERIAL NUMBER: [IVR NUMBER]	NOISE CITATION	CASE #: [FOLDER] NC TAX ID NUMBER: [R#]
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NOTICE OF VIOLATION OF CITY ORDINANCE

Responsible Party: **[PROPERTY OWNER/CITED PARTY]**
 Violation Location: **[VIOLATION LOCATION]**
 Responsible Party Address: **[PROPERTY OWNER/RESPONSIBLE PARTY ADDRESS]**
 Dates of Violation: **[DATES OF VIOLATION]**

THE ABOVE ADDRESS IS IN VIOLATION OF THE FOLLOWING:

	<i>VIOLATION DESCRIPTION</i> <small>(For Further Information & Appeal Details, See Back of Form)</small>	<i>CODE REFERENCE</i>	<i>FINES</i>			
			<small>1ST OFFENSE</small>	<small>2ND OFFENSE</small>	<small>3RD OFFENSE</small>	<small>ADDITIONAL VIOLATIONS</small>
1	<input type="checkbox"/> RESIDENTIAL VIOLATION	Title 18	<input type="checkbox"/> \$150.00	<input type="checkbox"/> \$300.00	<input type="checkbox"/> \$1,500.00	<input type="checkbox"/> \$5,000.00 per violation
2	<input type="checkbox"/> CONSTRUCTION VIOLATION	Title 18.10.060	<input type="checkbox"/> \$300.00	<input type="checkbox"/> \$1,000.00	<input type="checkbox"/> \$3,000.00	<input type="checkbox"/> \$5,000.00 per violation
3	<input type="checkbox"/> COMMERCIAL VIOLATION	Title 18	<input type="checkbox"/> \$300.00	<input type="checkbox"/> \$1,000.00	<input type="checkbox"/> \$3,000.00	<input type="checkbox"/> \$5,000.00 per violation
4	<input type="checkbox"/> VIOLATION OF TERMS OF A VARIANCE	Title 18	<input type="checkbox"/> \$200.00	<input type="checkbox"/> \$750.00	<input type="checkbox"/> \$3,000.00	<input type="checkbox"/> \$5,000.00 per violation
	<i>TOTAL DUE</i>		\$	\$	\$	\$

NOTES: Violation of [SECTION] of the Portland City Code: On [LIST DATES]; documented observations [of Portland Police if using police reports] did clearly demonstrate that tenants, invitees, and/or employees associated with the above-mentioned property, did willfully make, continue, cause or permit violation of [SECTION] of the Portland City Code which states: "[QUOTE]"

Date Signed / Mailed

PREPARED by: Paul van Orden/ Noise Control Officer

For details on this citation, contact inspector at (503) 823-5829.
 For general citation information, contact the Noise Control Hotline at (503) 823-7350. (TDD # (503) 823-6868)

WHITE COPY – OFFICE / YELLOW COPY – INSPECTOR / PINK COPY – RESPONSIBLE PARTY

VIOLATION DESCRIPTIONS:

Responsible party: When a violation of the Noise Code is observed, an ONI Noise Inspector may issue a citation to the person or persons responsible for the violation (responsible party). The responsible party may be the noisemaker or the property owner. When no other responsible party can be identified, the property owner is the responsible party. Regardless, a copy of this citation will be sent to the property owner.

Fines and corrections: Fines are due even when the violation is corrected.

Appeals: If the responsible party thinks this citation has been issued in error, an Administrative Review may be filed. The first level of administrative review is to the Office of Neighborhood Involvement. The written review must be received within 15 days of the issued date on this citation. An Administrative Review Appeal Fee of \$110 is due when the written request for an Administrative Review is requested. This fee will only be refunded if it is determined that all of the contested violations were cited in error. The written request, along with the \$110 Administrative Review Fee, must be hand-delivered or mailed to:

ATTN – Noise Review/Appeal
Office of Neighborhood Involvement
1221 SW 4th Ave. Suite 110
Portland, OR 97204

Violation Descriptions:

1. Violations classified as Residential, Open Space, Commercial, or Industrial in their description relate to the Land Use Zone in which the noise violation occurs. These Land Use Zones are further defined in the Definition section (EE) of Title 18.04.040 of the Portland City Code. Commercial operations creating noise violations at homes or businesses in Residential Land Use Zones shall be considered a Commercial violation for the purpose of a citation with the City of Portland.
2. Construction on a homeowner's home, by the homeowner herself or himself shall be considered a residential violation. All other construction work on a property by non-homeowners, or professional contractors, shall be considered a Construction violation for the purposes of a citation from the Noise Control Department.
3. If an individual does not possess a proper noise variance, a citation will be issued based on the Land Use Zone in which the excessive noise source is located. (Noise Variance applications are available from Noise Control at the address listed at the bottom of this page.) The City will use the zoning classifications noted above, taken from the definitions (EE) section of Title 18 to determine the appropriate description or category of the violation.

Per day fines: Per day fines continue from the date on the citation until such day as the inspector determines that the violation has been corrected. It is the responsibility of the responsible party to call the inspector when the violation is corrected. The inspector will then re-inspect the property and determine if the violation has been corrected.

Deadlines before fines double: When a responsible party has failed to pay the citation fines within 30 days of the date on the citation, or within 15 days of the final review of the Director or an appealed citation, the fine(s) indicated on the citation will be doubled.

Non-payment of fines: Where a violation has been corrected and subsequently approved by the Noise Inspector, but the responsible party has neglected to pay the fines, no further noise variances will be issued to that responsible party until such fines are paid.

Payments: Checks should be made payable to "ONI Noise Compliance Program." To assure proper credit of the payment, the ***Serial Number on the face of this citation should be included on the check, and a copy of the citation form returned with payment.***

The address for paying a fine in person or by mail is:

Office of Neighborhood Involvement
Noise Compliance Program
1221 SW 4th Ave. Suite 110

Portland, OR 97204

Title 18 can be viewed online at: www.portlandonline.com/auditor/index.cfm?c=28182 OR a copy can be picked up at the Auditor's Office for a nominal fee.

Administrative Rule Relating to Title 18 Code Enforcement can be obtained from the Auditor's Office in Portland's City Hall, at 1221 SW 4th Avenue for a nominal fee.