

RIGHT-OF-WAY USE ENFORCEMENT PROGRAM



THE ROW USE ENFORCEMENT PROGRAM HELPS RESOLVE CONSTRUCTION, UTILITY AND COMMUNITY USE PERMITTING VIOLATIONS

WHY DO WE NEED AN ENFORCEMENT PROGRAM?

With increasing community uses and construction work occurring in the public right-of-way, there has been a rise in businesses, contractors or individuals disregarding permit conditions or proceeding with work without a valid permit. This can result in unsafe conditions or failure to accommodate the traveling public. In addition to enhanced coordination efforts such as Get Portland Moving, PBOT aims to increase compliance through consistent enforcement of permit conditions.

WHAT IS THE PROGRAM OBJECTIVE?

Promote compliance and enhance public safety through enforcement actions for violations related to temporary traffic control, community street use, encroachments, and street openings.

HOW ARE ENFORCEMENT ACTIONS DETERMINED?

Violations are determined based on whether or not a valid permit has been obtained as well as the degree of deviation from requirements, level of threat to public safety and amount of delay to travel. Failure to accommodate the traveling public or failure to meet minimum safety standards is a Class I violation, while encroachment violations that do not create an immediate safety risk are a Class III violation.



FAQ

HOW ARE ENFORCEMENT ACTIONS TAKEN?

PBOT inspectors and engineers are responsible for enforcement action documentation and notification. Enforcement action may be based on formal complaints, discovery while in the field or reports submitted through pdxreporter.org. The PBOT Enforcement Program Manager will maintain external communication and reporting on enforcement activity.

WHEN DID THIS PROGRAM GO INTO EFFECT?

The new program went into effect on January 1, 2018. The fee schedule reflects current penalty amounts, Schedule G, ROW Use Enforcement Penalties, (updated annually).

DID THIS CHANGE CITY CODE?

In addition to the penalty schedule, Title 17.25.110 has been added to reference administrative rule TRN-8.14, Right-of-Way Use Enforcement Program. Reference to TRN-8.14 has been added to administrative rules 2.08, 8.08, 8.12, 10.03, 10.06, and 10.19.

ADDITIONAL QUESTIONS?

Contact Rani Boyle
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More Information: www.portlandoregon.gov/transportation/75078

The enforcement program plays a critical role in providing safe mobility options to Portlanders.



The City of Portland complies with all non-discrimination, Civil Rights laws including Civil Rights Title VI and ADA Title II. To request translation, interpretation, accommodation, modifications, or additional info please contact PBOT at 503-823-5185, or use City TTY 503-823-6868, or Oregon Relay Service: 711.



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