



Program #90020 - LUP Code Compliance FY 2024 Proposed

Department: Community Services **Program Contact:** Adam Barber
Program Offer Type: Existing **Program Offer Stage:** Proposed
Related Programs: 90021A, 90021B, 90021C
Program Characteristics:

Executive Summary

Code Compliance ensures compliance with land use and transportation right-of-way rules through education, assistance, creative problem-solving and enforcement action when necessary. This helps preserve harmony between the natural and built environments, and protects the public health and safety.

Program Description

Code Compliance responds to complaints of possible violations of the County’s land use, transportation, solid waste and recycling, and erosion and sediment control codes.

The County and community both benefit from an effective code compliance system that ensures the health and safety of residents and protects the environment. County land use and right-of-way codes cover a broad spectrum of activities. Examples include development codes, special protections for natural resource areas such as wildlife habitats, sensitive environmental areas, scenic view sheds, wetlands, floodplains and slope hazard areas.

When code violations are discovered, the program focuses first on education and voluntary compliance to resolve issues. If voluntary compliance fails, the program can assess civil fines and/or seek a court order or injunction.

The Code Compliance program is also responsible for managing the County’s Solid Waste and Recycling regulatory program in unincorporated areas. State law requires that comprehensive and consistent recycling and garbage services are provided together with education, business information and technical assistance for constituents and residents about waste prevention, reuse and recycling.

Performance Measures

Measure Type	Primary Measure	FY22 Actual	FY23 Budgeted	FY23 Estimate	FY24 Offer
Output	Number of calendar days to investigate high priority complaints	N/A	N/A	N/A	30
Outcome	Percentage of compliance cases resolved through voluntary compliance measures	N/A	N/A	N/A	95%

Performance Measures Descriptions

New performance measures are proposed for FY2024 to better align with the program’s goals and primary activities when working to bring high-priority issues to resolution voluntarily and in a timely manner. Resolution typically requires action and cooperation by all parties. Measures reflect average time for the County to investigate high priority complaints and the percentage of compliance cases resolved through the County’s voluntary compliance process rather than through enforcement measures which can be used when voluntary compliance is unsuccessful.

Legal / Contractual Obligation

Multnomah County must adopt, implement and enforce a comprehensive plan that meets state planning goals and the Columbia River Gorge National Scenic Area Management Plan, including implementing regulations as provided under ORS 92, 195, 196, 197, 215 and 390. The County is responsible for solid waste and recycling regulatory mandates originating from Metro Code Title V, specifically 5.10 Regional Waste Plan and ORS 459A and Oregon Administrative Rules Chapter 340-090, appoint a Planning Director and employ staff necessary to carry out these responsibilities.

Revenue/Expense Detail

	Adopted General Fund	Adopted Other Funds	Proposed General Fund	Proposed Other Funds
Program Expenses	2023	2023	2024	2024
Personnel	\$261,513	\$0	\$273,356	\$0
Materials & Supplies	\$1,260	\$0	\$1,440	\$0
Internal Services	\$40,781	\$0	\$35,638	\$0
Total GF/non-GF	\$303,554	\$0	\$310,434	\$0
Program Total:	\$303,554		\$310,434	
Program FTE	2.00	0.00	2.00	0.00

Program Revenues				
Fees, Permits & Charges	\$23,000	\$0	\$23,000	\$0
Intergovernmental	\$14,000	\$0	\$15,500	\$0
Total Revenue	\$37,000	\$0	\$38,500	\$0

Explanation of Revenues

The Code Compliance program is supported by the County General Fund. Revenue is all local funding. Metro provides additional support of \$15,500 to assist with the administration of the rural waste hauler and rural recycle-at-work program. The division estimates \$23,000 in revenue from permits and fees paid by local private trash and recycling haulers.

Significant Program Changes

Last Year this program was: FY 2023: 90020 LUP Code Compliance