

To: Multnomah County Hearings Officer

From: Jennifer Hart
38200 SE Lusted Rd.
Boring, OR. 97009

Date: March 5, 2026

Subject: Testimony Opposing the Approval of T2-2024-0046

Dear Hearings Officer,

I am submitting this testimony in opposition to the approval of Temporary Permit T2-2025-0046.

In September of 2024, Multnomah County issued Temporary Permit T2-2024-0060 to the Portland Water Bureau (PWB) for temporary trailers. The permit included the following conditions:

Condition 1. Permit Expiration –

“This land use permit shall expire as follows:

a. This temporary permit runs from September 7, 2024 to September 7, 2025. The time extension provisions under MCC 39.1195 are not applicable. [MCC 39.1185(E), MCC39.1185(G), and MCC 39.8750(A)].”

Condition 5. Removal of Temporary Uses-

“All temporary trailers and temporary uses shall cease and be removed from the property within 5 days of the expiration of this permit unless a new Temporary Permit is granted.

a. If a new temporary permit is to be applied for, the property owner or their representative shall make the application at least 60 days prior to the expiration of this permit to avoid having to remove the improvements during the processing of a new permit. The process for obtaining a temporary permit shall follow the applicable Multnomah County Code at the time of application. [MCC 39.1185(E), MCC39.1185(G), and MCC 39.8750(A)].”

PWB submitted T2-2025-0046 on September 2, 2025, which does not comply with the permit conditions. Based on the requirements above, the application should have been submitted no later than July 10, 2025, which

is 60 days prior to the September 7, 2025 permit expiration date. Because PWB did not meet the July 10 deadline, the conditions of the original permit required the all temporary trailers and uses be removed within five days after the permit expired- no later than September 12, 2025.

On September 29, Multnomah County issued a completeness letter for the application, nearly three months after the date by which the application should have been submitted. The County provided an opportunity for public comment in early October, but the notice did not address the violation of the temporary permit conditions.

In early November, a code compliance claim was filed regarding the continued presence of the temporary trailers and uses. Multnomah County Planning investigated and determined that a zoning code violation had occurred. However, rather than enforcing the permit conditions, the County issued a Request for Voluntary Compliance on November 21, 2025. Shortly thereafter, on November 25, 2025, the County approved the new temporary permit.

The sequence of events raises serious concerns regarding the enforcement of permit conditions. Multnomah County regularly requires private landowners to strictly comply with permit conditions application deadlines and code requirements. Those who fail to do so often faces enforcement actions and potential fines. The same standards should apply equally to all applicants, including the Portland Water Bureau.

Allowing the Continuation and approval of a new temporary permit after the clear violation of the prior permit's conditions undermines the integrity of of the County's permitting process and creates the appearance of unequal treatment.

For these reasons, I respectfully request that the Hearings Officer deny application T2-2025-0046 and ensure that both Multnomah County and the Portland Water Bureau are held accountable to the same permit conditions and standards that apply to all applicants.

Thank you for your time and consideration.
Jennifer Hart

