



CITY OF PORTLAND  
Planning and Urban Development Department

MEMORANDUM

TO: Nadeen Daniels, City Clerk

FROM: Marge Schmuckal, Asst. Chief, Code Enforcement Division

SUBJECT: Actions taken by the Board of Appeals on January 4, 1996

DATE: January 8, 1996

The meeting was called to order at 3:50 p.m. All seven Board members were present to hear the following appeals:

1. Unfinished Business:

Variance:

19 Juniper Street, Andrew and Shirley Dunham, owners, the Board voted 6-0 to table rendering a decision at this time as to allow the owners to present more information. Due to a conflict of interest, Lee Lowery was excused from participating in the hearing process. R-2 Zone

Interpretation Appeal:

167-169 Danforth Street, Robert Santomena, attorney, on behalf of the Danforth Street Realty, Inc., owners, the Board voted 6-0 to grant validating the pre-existing, non-conforming use containing 10 dwelling units. Due to a conflict of interest, Lee Lowery was excused from participating in the hearing process. R-6 Zone

3 Marginal Way, 3 Marginal Way Associates, owners, the Board voted 6-0 to reverse the interpretation of Section 14-181 to allow for a car rental service. Based on evidence submitted by the appellant this use is seen as falling under retail establishment use. There will be no maintenance done on site. Due to a conflict of interest, Matthew Manahan was excused from participating in the hearing process. B-2 Zone

The Board recessed at 5:25 p.m.

At 7:00 p.m. the Board met to continue the Board of Appeals meeting.

2. New Business:

Variance:

Derby Road, Jeffery W. Jones, attorney, on behalf of Fred and Florence Jones, owners, the Board voted 6-1 to allow the owners relief from Section 14-403 allowing the sale of the lots as is with the conditions that: a) the two lots remain under the same ownership and b) the property can only be used for a single family residence. R-3 Zone

56 Rackleff Street, Paul and Suzanne Cooper, owners, the Board voted unanimously to deny legalizing the third unit which is now an illegal unit. R-5 Zone

3. The meeting was adjourned at 9:55 p.m.

Enclosure: Agenda for January 4th meeting  
Copy of Board's decisions  
Tapes (2) of meeting

cc: Joseph Gray, Dir, PUD  
P. Samuel Hoffses, C, Code Enf Div  
Charles A. Lane, Corp. Counsel  
Matthew D. Manahan, Chairman, BofA