

**Noise Review Board
July 9, 2020
Minutes**

Present: Kerrie Standlee, Mary Sipe, Ernest Harris, Michael Wallace, Destiny Wright, Paul van Orden

Minutes: Katherine Couch, Paul van Orden

JULY BEGINNING MEETING NOTES taken by Paul van Orden, due to this portion not being recorded:

The meeting was **called to order** and first agenda item was for general **open public testimony**. This was time for the Board to hear general noise concerns from the public. It was not the time to hear the testimony on the two specific variance requests on the table this evening for the Board to review. An effort was made to step through each person present in the Zoom meeting to see if they had testimony to offer the Noise Review Board. **No general in person public testimony** was offered at the meeting this evening.

The next agenda item was a review the meeting summary from the prior meeting in June 2020. The Board did not have any corrections they wish to include. The summary minutes were approved by the Board, and the Board moved forward with the first variance on the agenda, a request that was from **Andersen Construction**.

Recording and minute-taking by Katherine Couch begins just before “public testimony” for the variance request by **Andersen Construction for twenty concrete pours starting at 4:00 am at the Art Tower project, located at 1510 SW Alder St.**

Clarifying questions were asked by the members of the Board:

- Are pours for hot days? – *They are asking from the end of July through mid-March*
- What is the loudest type of noise will receivers be likely to hear? - *Concrete trucks, spinning of drum*
- Location of idling trucks? - *NE corner, staging is south of the project, in right lane in front of Artists Repertory Theater*
- Why is a request for 6pm-9am included if they are requesting early starts? – *They don't need the late hours*
- Have they considered pump mitigation toward Webb Plaza? (portable barrier) – *They are open to suggestions*
- What is the minimum number needed that's less than twenty? – *A monthly basis variance is ok*

Public testimony

Norman Birthmark-Property Manager at Webb Plaza. Opposed to this variance because the tenants can't escape the noise.

Patrick McCrae – Webb Plaza occupant, Opposed to the variance. Along the truck route, the current noise is already disruptive.

Noelle Webb– Managing member for Webb properties. Opposed to the variance for the lack of sleep tenants will experience.

Shayzad (spelling and last name unavailable)- Occupant of Webb Plaza-opposed to the variance, and says the contractor is already beginning early

Shayzad's partner (name unavailable) – Occupant of Webb Plaza -opposed to the variance. Due to the current noise, work-from-home is difficult, if not impossible.

Board Deliberations

Details of the deliberations, motion, friendly amendments, and final vote and conditions set are in the accompanying document Final NRB variance 4559245. For this record, the **motion was made by Destiny Wright** and **seconded by Ernest Harris**. The final vote was Michael Wallace – **Nay**, Mary Sipe – **Aye**, Ernest Harris -**Aye**, Destiny Wright – **Aye**, Kerrie Standlee – **Aye**

The motion carries, four to one

Before the TriMet presentation, Kerrie Standlee asked the board members if anyone had “Ex Parte” contact. Kerrie Standlee shared that he had contact. No one else on the Board did.

Request from TriMet for overnight construction on the Steel Bridge maintenance project to repair and replace Max lines. Theresa Minor– Assistant Project Manager, presented the request.

The Steel Bridge is 108 years old, and the Max rails were installed in the 80s. This bridge is multimodal, and traffic includes pedestrians, bicycles, trains, Max lines, automobile traffic, and a large percentage of bus lines moving east and west. Additionally, it's a drawbridge, which affects anyone attempting to cross the Willamette River via this bridge. Needed bridge maintenance includes replacing all the rail lines on the bridge and ramps, with the exclusion of the Glisan St. ramp. They are requesting twenty-six days between July 27, 2020, and August 23, 2020

Phase One of the project requires a 24-hour work schedule. Because of the heavy usage of the Steel Bridge, the work must get done quickly. Anticipated nightwork would begin on July 27, 2020

Outreach began with meetings, brochures, and other mailings (such as this hearing) were sent to 14,000 households. TriMet had a face-to-face meeting with the property manager at the Yards to ensure any concerns were captured. The applicant is also sending out regular email blasts, website updates and alerts, and media outreach. They intend to have customer service onsite to address any complaints directly.

So far, the only comment they have received was a person asking if the project will lead to a quieter bridge after the repairs. TriMet indicated that the work will reduce bridge sound after repairs are completed.

Public Testimony

None

After some thought regarding a rolling barrier vs. a stationary barrier between the work zone and the nearest sensitive receivers, a **motion was made** by Destiny Wright to **approve a variance for 30 days** and **seconded** by Mary Sipe. The noise variance with detailed conditions and the process is included in these minutes.

Final vote - Destiny Wright- **Aye**, Mary Sipe – **Aye**, Ernest Harris – **Aye**, Kerrie Standlee – **Aye**. Michael Wallace had to leave the hearing before the vote was taken. **The motion carries four to zero.**

June meeting minutes

Destiny Wright moved to **approve the minutes as written**. Mary Sipe **seconded the motion**. **The final vote** was Destiny Wright- **Aye**, Mary Sipe- **Aye**, Ernest Harris – **Aye**, Kerrie Standlee – **Aye**. **The motion carries four to zero.**

Chair's update

Kerrie Standlee is requesting noise program complaint data in a single format.

Michael Montoya is the supervisor for the noise program for now. There is currently a hiring freeze, so it is unknown at this time when a permanent replacement can be found. Kenya Williams is leaving Civic Life for a promotion elsewhere. Paul van Orden had no information on what Kenya's next plan was. Kerrie Standlee hasn't tried to contact the Portland Police Bureau at this time but has heard that police will be less involved in noise cases than previously.

Ernest Harris made a **motion to adjourn the meeting**. Mary Sipe **seconded** the motion. The meeting was **adjourned**. No time was given.