

## Olivia Glantz

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**From:** Ruth Stellmacher  
**Sent:** Monday, July 29, 2019 1:14 PM  
**To:** Olivia Glantz  
**Subject:** FW: Wren Heights  
**Attachments:** 20140718 - Construction Noise Handout - ONI.pdf

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**From:** PEGGY PAHL <peggypahl@yahoo.com>  
**Sent:** Monday, July 29, 2019 1:03 PM  
**To:** CityRecorder <CityRecorder@cityofsalem.net>  
**Subject:** RE: Wren Heights

Dear Mayor and City Council,

Thank you for taking the time to review and consider the concerns of the neighbors directly affected by the proposed development of "Wren Heights".  
I'm writing to address additional concerns based on my attendance of the last council meeting on July 22nd.

Arguments that dominated the testimonies were of the safety concerns of the additional traffic on Salem Heights. The focus stemmed around pedestrians, bicycling, no sidewalks, how narrow the street is and blind spots on the road, especially when the sun is making its descent.  
City Council members who had questions, focused on "just how could the city require Tom Kay to make the improvements identified for the entire street?" to challenging a neighbor "why are you speeding?".  
The take away for me is just how much you are missing the big picture.  
I humbly request complete openness to *hear* and *absorb* all of the concerns that come across your desk.

The polished representation of Tom Kay presented justifications for the said development based on statistics and all the lingo that most of us are challenged to even begin to understand.  
I implore you to look beyond their well rehearsed vernacular and give equal consideration to this perspective.

As mentioned in the meeting, the trees are a big concern for the community for a variety of reasons. I am suspect of this developer, whether he will honor the limitations set forth with tree preservation and other stipulations imposed.  
His reputation precedes him.  
Of the many violations of his past, one in particular is of his West Salem development where there were designated trees to be preserved. They were leveled, which caused considerable flooding issues with neighbors on the downhill side of his development.  
My understanding is that he did have to pay a fine but well worth it with the profit made on the ultimate development

How can we as neighbors be assured stipulations will be honored and of utmost concern as the development ensues?

I propose specific regulations be imposed to manage and maintain the integrity of this development, furthermore if there is a violation resulting in a fine, the money would be distributed to the neighbors who border this land.

There **must** be strict accountability to the preservation of the designated trees as well as acknowledgment of the incredible noise this will create.

The current noise restriction of 0700 to 2200, 7 days a week is unacceptable to those of us who live on top of this proposed development.

The quality of life will forever be impacted with the visual proposed changes, I think it only fair to consider and respect the audible ones as well.

I submit you stipulate a special noise regulation be imposed to mirror that of Portland's where evenings and Sundays are protected times (see attachment).

You have the numbers, statistics, ordinances, I offer you the heart.

Have any of you actually toured the area other than plat maps and diagrams?

Is it of any concern, not only the development itself but the impact construction will have on the neighbors and wildlife?

I give an open invitation to any or all of you to join me on my deck for morning sunrise coffee and watch firsthand the earth come alive as the darkness yields to the light.

As a family of deer with spotted babies make their way from said property into my yard, the evidence of coyote and who knows what other wildlife transverse this area. It's truly remarkable.

(A select few pictures to follow this letter)

Do any of you remember the testimony of Bruce Kilber?

It was apparent to me and others, his testimony was marginalized.

I was stunned by the dismissal of the council to his concerns regarding the use of his property without his permission.

Have any of you bothered to research the history of his story?

He's lived here all of his life, his parents owned this land before the Harvey's were he even here.

Again, I challenge you to look beyond the obvious and see the truth of people impacted by this and his real concerns in regard to the respect for his property.

In conclusion, I have learned much of the positions you hold by election.

I trust in running for office, your purpose is to preserve the integrity of the city and honor it's citizens.

This is the first time I've had cause to attend City Council meetings and see the process you go through to address the varied concerns of our community.

In an age when diversity is lobbied for like never before, one would think, those making decisions for the whole, would also consider the human aspect.

The price of desecrating this land for financial gain is regrettable.

I've pondered what Bush Park would look like if it had not been preserved, with house after house piled on top of another.

My hope is that you listen, more importantly hear and act for the very real concerns of the neighborhood, *the people* of this city.

Respectfully,

Peggy A Taylor  
639 Salem Heights Ave S.



541-639-9493

[Peggy Taylor 541-639-9493](#)



CITY OF

## PORTLAND, OREGON

OFFICE OF NEIGHBORHOOD INVOLVEMENT

CHLOE EUDALY, COMMISSIONER

Suk Rhee, Bureau Director

Noise Control Program

1221 SW 4th Avenue, Room 110

Portland, Oregon 97204

*Promoting a culture of civic engagement*

### **CONSTRUCTION Noise Regulations**

This sheet explains City of Portland regulations on construction noise. (Code section 18.10.060)

1. **Permissible Hours And Noise Level** -- From 7 a.m. to 6 p.m. Monday through Saturday, the City permits a very liberal standard for construction noise (85 dBA at a 50' distance). This means that, provided your equipment is in good repair and muffled (if possible), it will be compliant. The few kinds of equipment that cannot meet this level – (for example: jack hammers, concrete saws, and pile drivers) are exempt from the standard during this period.
2. **Outside Permissible Hours** -- But outside of these hours, different rules apply. First, the exemptions for jackhammers and other noisy equipment do not extend to other hours. Also, most importantly, work at other hours must meet the “baseline permitted decibel levels” of the area in which the work is taking place. Experience has shown that although you will probably have no problems with work in an industrial zone, you will likely be in violation of the code for exterior work (e.g., clearing, grading, excavating, framing, roofing, etc.) in a residential zone or near residential use before 7 a.m., after 6 p.m., or on Sundays and the days on which New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day are fixed by State law.
3. **Complaints** – When complaints are received, it is usually because of the hours of operation rather than the amount of noise. The 7 a.m. start time includes noise generated by warm-up and maintenance. If we receive a complaint, we will contact you, and request that you take care of it. Most complaints stop here.
4. **Possible Citations** – If additional legitimate complaints are received, be aware that each individual or organization responsible can receive a citation and fine of \$5000 for each violation. If needed, a court-ordered “stop work” order can also be obtained.
5. **Variances** -- There are times when work must occur outside of the permissible hours. Noise regulations do not apply for **emergency work** “...necessary to restore property to a safe condition following a public calamity, work to restore public utilities, or work required to protect persons or property from imminent exposure to danger,” For non-emergency work outside of the permitted hours, you may apply for a variance. Construction noise variances may be issued if the need is valid and livability impacts are minimal. Accelerated review fees will be required for applications submitted fewer than ten business days prior to the event. Those submitted fewer than four business days prior will be subject to additional fees.

The Noise Review Board meets the second Wednesday of each month. Completed applications to be reviewed by the Noise Review Board must be filed 45 business days prior to the Noise Review Board meeting. Fees charged for review for construction activities of more than 1-week duration are \$510 plus \$170 per week up to \$850; (Noise Review Board Variances start at \$2,613). Accelerated application reviews triggers an increase in fees.

#### **More Information Needed?**

**These notes cover most of the questions asked about construction noise and the noise code. If you have more questions, you may call the Noise Control Office at (503) 823-7350.**

Phone: 503-823-7350 • Fax: 503-823-3050 • [www.portlandoregon.gov/oni](http://www.portlandoregon.gov/oni)



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**From:** Ruth Stellmacher  
**Sent:** Monday, July 29, 2019 1:33 PM  
**To:** Olivia Glantz  
**Subject:** FW: Wren Heights

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**From:** PEGGY PAHL <[peggypahl@yahoo.com](mailto:peggypahl@yahoo.com)>  
**Sent:** Monday, July 29, 2019 1:15 PM  
**To:** CityRecorder <[CityRecorder@cityofsalem.net](mailto:CityRecorder@cityofsalem.net)>  
**Subject:** Wren Heights

[Peggy Taylor 541-639-9493](tel:541-639-9493)

----- Forwarded Message -----

**From:** PEGGY PAHL <[peggypahl@yahoo.com](mailto:peggypahl@yahoo.com)>  
**To:** Peggy Taylor <[peggypahl@yahoo.com](mailto:peggypahl@yahoo.com)>  
**Sent:** Monday, July 29, 2019, 12:59:21 PM PDT  
**Subject:**







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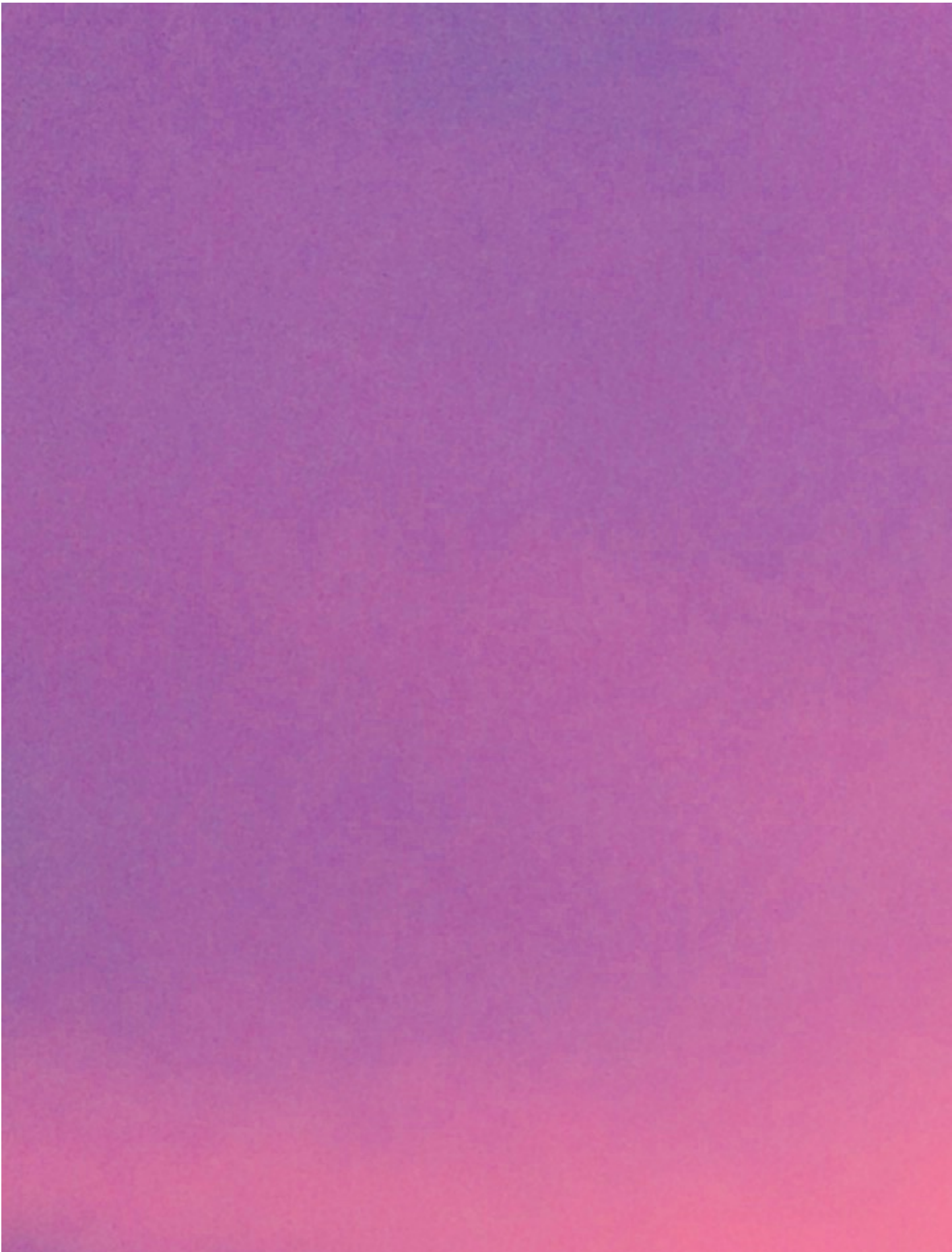
**From:** PEGGY PAHL <[peggypahl@yahoo.com](mailto:peggypahl@yahoo.com)>  
**Sent:** Monday, July 29, 2019 1:36 PM  
**To:** CityRecorder <[CityRecorder@cityofsalem.net](mailto:CityRecorder@cityofsalem.net)>  
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**To:** Peggy Taylor <[peggypahl@yahoo.com](mailto:peggypahl@yahoo.com)>  
**Sent:** Monday, July 29, 2019, 01:22:51 PM PDT  
**Subject:**





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