Noise Variance Application

This is an application for variance from the Portland Noise Ordinance. You should apply for it if your activity will make more noise than the City Code allows. **Please read both sides and fill it out carefully; your application will not be considered unless all information and required site plan is provided and legible**. Use separate pages if necessary. The request may be approved, denied or approved with conditions. Most applications will be reviewed within ten (10) business days; some may require more time. If you need help, you may call the Noise Control Office at 503-823-7350.

APPLICANT: Complete all sections, and please print legibly.

Applicant name _____

Contact phone _____ Cellular _____

Address to mail permit _____

City _____ State _____ Zip Code _____

Name of organization or business _____

Name and type of activity (concert, construction, etc) _____

Date(s) of activity _____ Requested hours, from _____ **am/pm** to _____ **am/pm**

Specific location of activity and attach a site plan that identifies streets and give distances to residences _____

_____

_____

For your application to be processed, you must attach a sketch of the site plan or map that identifies streets and gives distances to residences.

Number of neighbors contacted _____ and what is their reaction? _____

_____

List all equipment that will make noise _____

_____

Are noise measurements available? ❑ Yes ❑ No

Will you be continually present at this activity? ❑ Yes ❑ No, if No, who is to be contacted should the need arise? Specify someone who is in charge, and has the authority to make changes, if required. _____

_____

Information and instructions

Complete this application for variance from the Portland Noise Ordinance if your activity will make more noise than the City Code allows. Your application will not be considered unless all information is provided and legible. ***Public notification and feedback is an important consideration in the application review process.*** Before initiating public notification, contact the Noise Office at 503-823-7350 regarding notification procedures and requirements. Your request may be approved, denied, or approved with conditions. Most applications will be reviewed within 10 business days; some may require more time. If you need help, you may call the Noise Control Office at 503-823-7350.

A high impact event: An event or activity which is attended by at least 250 people and which may reasonably be assumed to cause increases of 15 dBA or more in the background noise level of a residential or commercial use area (an increase of 10 dBA is heard as a doubling of loudness).

Multi-year variances: Applications requesting variance for more than 1 year shall include a fee, which is equal to the fee for one year, plus half of that amount for each succeeding year or portion thereof requested.

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Review/accelerated review: Applications deemed significant in terms of noise level or the numbers of persons or property affected will be reviewed by the Noise Review Board. Applications to be reviewed by the Noise Control Officer shall be decided within 10 business days of receipt of the completed application; those to be reviewed by the Noise Review Board shall be decided within 45 business days of receipt of the completed application.

Should the applicant require more rapid review the process may be shortened to not more than 3 business days (for review by the Noise Control Officer), or 7 business days (for review by the Noise Review Board), upon payment of an additional fee and provided the Chair of the Noise Review Board and the Noise Control Officer conclude that such accelerated review is sufficient for evaluation, and is in the City's interest.

Criteria of review: All applications will be reviewed considering the following criteria: the physical characteristics, times and duration of the emitted sound, the geography, zone and population density of the affected area, whether the public health, safety, or welfare is affected, whether the sound source predates the receiver(s), and whether compliance with the standard(s) or provision(s) from which the variance is sought would produce hardship without equal or greater benefit to the public.

Appeals: A variance decision may be appealed to the City Council by the applicant, his legal representative, or by any person who has submitted oral or written testimony on the application. Notice of intent to appeal shall be submitted in writing to the City Auditor's Office within 10 days of the effective date of the decision. The notice shall identify the decision that is being appealed, and shall include the appellant's name, address and signature, phone number, relationship to the variance decision action and a clear reason(s) for the appeal. Upon receipt of such appeal, the Auditor shall place the matter upon the Calendar of the City Council.

Variance review/revocation: All variances are subject to review upon complaint. Violation of the terms of the variance shall be grounds for the revocation of the variance. The Noise Control Officer or any Police Officer of the City of Portland may summarily revoke or alter the condition of any noise variance.

Applicant name _____

Additional information _____

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The Portland City Code requires that a fee be paid for the review of all variance applications.
Payment must be received before the application can be reviewed. Faxed and emailed applications are not accepted.

REVIEW FEES - 10 or more business days prior to date of event	
❑ **Motor vehicle racing event**	$2,370 for the first year
❑ Additional year	plus $770 per additional year of request
❑ **High noise impact event**	$332
❑ **Construction up to one (1) week**	$463
❑ More than one (1) week	$463 for the first week, plus $154 for each additional week up to a total maximum of $770 per 12 month period
❑ **All other applications**	$75
❑ **Noise Review Board variances**	$2,370
❑ Additional year	plus $770 per additional year of request

ACCELERATED REVIEW FEES - Less than 10 business days prior to date of event*	
❑ **Motor vehicle racing event**	
❑ Accelerated review	$4,740 for the first year, plus $1,540 per additional year of request
❑ **High noise impact event**	
❑ Accelerated review	$664
❑ **Construction up to one (1) week**	
❑ Accelerated review, up to one (1) week	$618
❑ Accelerated review, more than one (1) week	$618 for the first week, plus $308 for each additional week up to a total maximum of $1,540 per 12 month period
❑ **All other applications**	$150
❑ **Noise Review Board variances**	
❑ Accelerated review	$4,740 plus $1,540 per additional year of request
*Variance applications submitted less than four business days prior the date of the noise variance event, shall be charged a review fee equal to one and a half times the accelerated review fees listed above.	

ADDITIONAL FEES AFTER INITIAL APPROVAL	
❑ **Scope of Work Revision**	
❑ All Other Applications	$37
❑ High Noise Impact Events	$72
❑ Construction, Motor Vehicle Racing	$150
❑ Noise Review Board Variances	$375
❑ **Date Change Only**	
❑ All Other Applications, High Noise Impact Events	$37
❑ Construction, Motor Vehicle Racing	$75
❑ Noise Review Board Variances	$150

By signing below, I indicate that all of the information submitted is correct and that I will abide by all of the conditions, if any, imposed by the variance.

Signature Date

Please submit completed application and required site plan with payment to:

City of Portland, Bureau of Development Services, **Noise Control**
1900 SW 4th Avenue, Suite 5000, Portland, Oregon 97201

Sketch of site plan, identify streets and distances to residences