



NOTICE OF RESET HEARING

October 7, 2024

Fitsum & Teshome Tedesse
14633 SE Brightwood Ave.
Milwaukie, OR 97267

RE:: County of Clackamas v. Fitsum & Teshome Tedesse
File: V0021824

Hearing Date: November 14, 2024

Time: This item will not begin before 11:30am however it may begin later depending on the length of preceding items.

Location: Hearing will be held by virtual Zoom meeting. Please see attached information regarding the process for the Zoom meeting.

Enclosed you will find the following:

1. Notice of Rights
2. Copy of Complaint and Request for Hearing

You **must** appear at the time set forth in this Notice of Hearing or the relief requested in the **Complaint** may be **granted against you by default**.

You can access the complete hearing packet at <https://www.clackamas.us/codeenforcement/hearings>

You may contact Kimberly Benthin, Code Compliance Specialist for Clackamas County at (503) 742-4457, should you have any questions about the violation(s) in the **Complaint**. Do not call the Compliance Hearings Officer.

Enclosures

CC: Carl Cox -Compliance Hearings Officer



You must have access to the internet or to a telephone line to use the Zoom platform, a copy of the link is provided below.

If you would like to present evidence at the Hearing please email or mail your evidence to Kimberly Benthin at 150 Beaver Creek Rd, Oregon City, Oregon 97045, **no later than 4 working days prior to the hearing**. Staff will number your evidence for the hearing and provide the numbered documents to the Hearings Officer and send them back to you for reference.

If you are unable to participate in a hearing through the Zoom platform please contact Kimberly Benthin at 503-742-4457 **within 3 calendar days of receipt of the Notice of Hearing**.

If you do not know how to use Zoom, please Google "how to use Zoom" and there are many interactive guides on the internet. **When joining the webinar please accept the request to join as a panelist.**

If you experience difficulties connecting to the Zoom hearing **before** your scheduled start time, please call 503-830-9960 for assistance.

Zoom invite

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join.

<https://clackamascounty.zoom.us/j/81358133582?pwd=3rhNA3ykaWaKIsfSaBP6MzqrWZZM8l.1>

Passcode: 069696

Or One tap mobile:

+13462487799,,81358133582# US (Houston)

+14086380968,,81358133582# US (San Jose)

Or join by phone:

Dial(for higher quality, dial a number based on your current location):

US: +1 346 248 7799 or +1 408 638 0968 or +1 669 444 9171 or +1 669 900 6833 or +1 719 359 4580 or +1 253 205 0468 or +1 253 215 8782 or +1 301 715 8592 or +1 305 224 1968 or +1 309 205 3325 or +1 312 626 6799 or +1 360 209 5623 or +1 386 347 5053 or +1 507 473 4847 or +1 564 217 2000 or +1 646 876 9923 or +1 646 931 3860 or +1 689 278 1000

Webinar ID: 813 5813 3582

Department of Transportation and Development

Nondiscrimination Policy:

The Department of Transportation and Development is committed to non-discrimination. For more information go to:

www.clackamas.us/transportation/nondiscrimination, email JKauppi@clackamas.us or call (503) 742-4452.

¡LE DAMOS LA BIENVENIDA! Spanish

El Departamento de Transporte y Desarrollo está comprometido con la no discriminación. Para obtener más información, visite: www.clackamas.us/transportation/nondiscrimination, envíe un correo electrónico a JKauppi@clackamas.us o llame al 503-742-4452.

ДОБРО ПОЖАЛОВАТЬ! Russian

Департамент транспорта и развития инфраструктуры стремится к соблюдению политики недопущения дискриминации. Для получения дополнительной информации посетите веб-сайт: www.clackamas.us/transportation/nondiscrimination, отправьте письмо на адрес эл. почты JKauppi@clackamas.us или позвоните по телефону 503-742-4452.

欢迎! Chinese (Mandarin)

交通和发展部致力于实现非歧视。如需了解更多信息，请访问 www.clackamas.us/transportation/nondiscrimination，发送电子邮件至 JKauppi@clackamas.us 或致电 503-742-4452。

CHÀO MỪNG! Vietnamese

Bộ Vận Tải và Phát Triển cam kết thực thi chính sách không phân biệt đối xử. Để biết thêm thông tin, vui lòng truy cập trang mạng:

www.clackamas.us/transportation/nondiscrimination, gửi email đến JKauppi@clackamas.us hoặc gọi điện thoại theo số 503-742-4452.

환영합니다. Korean

운송개발부는 차별 금지를 위해 모든 노력을 기울이고 있습니다. 자세한 내용은 홈페이지 www.clackamas.us/transportation/nondiscrimination을 참조하거나 이메일 JKauppi@clackamas.us, 또는 전화 503-742-4452번으로 연락 주십시오.

STATEMENT OF RIGHTS

1. **Prior to the Hearing.** You have the right to make the following requests:
 - (A) You can request the opportunity to review public records and to talk to County staff about the violations or request a subpoena for that purpose if the County does not allow you to do so.
 - (B) You can request that the Hearings Officer postpone the hearing for good cause by writing the Hearings Officer at least 7 calendar days prior to the scheduled hearing date.
 - (C) You can request that the Hearings Officer decide the matter based exclusively on written materials from the parties or conduct the hearing by phone.
2. **Procedure.** The hearing will be governed by general rules of procedure designed to allow you to hear and confront the evidence against you, and for you to present evidence favorable to you. You are not required to present any evidence, the burden is on the County to establish by a preponderance of the evidence that a violation exists, or existed. Either party may, at their own expense, obtain an attorney to represent them at the hearing. If you wish to be represented by an attorney they need only notify the County and the Hearings Officer in writing of their intent to appear on your behalf. The County will present evidence first, and then you may question that evidence. You may then present your own evidence, if you wish, and the County may question your evidence. Testimony by witnesses is evidence. The Hearings Officer may inquire into any facts that are relevant to the hearing and may question the parties or witnesses about the case. Evidence of a type commonly relied upon by reasonably prudent persons in the conduct of their serious affairs shall be admissible.
3. **Record of Proceedings.** An audio record will be made of the proceedings when a hearing is conducted. The audio record is available through the Clackamas County Code Enforcement Section and is available to you upon request.
4. **Hearings Officer.** The Hearings Officer is an independent contractor paid by the County to conduct hearings and render decisions. He/she is not a County employee. His/her function is to preside over the hearing, make a record of proceedings, consider admissible evidence, and interpret and apply the law. After the hearing is closed the Hearings Officer will enter written findings of fact, conclusions of law, and any Order deemed proper. If a violation is proven, then the Order may include civil penalties, fines, administrative fees, or may require the respondent to take certain actions, or refrain from certain actions. An Order issued by the Hearings Officer may be a Final Order or Continuing Order. The Hearings Officer's Order is the final decision of the County, and may be appealed pursuant to Oregon law. The Hearings Officer for Clackamas County is:

Carl Cox
Attorney at Law
14725 NE 20th Street, #D-5
Bellevue, WA 98007
5. **Right to Recess.** If, during the course of the hearing, Respondent or the County requests a recess or postponement, or additional time to present crucial evidence, the Hearings Officer may allow a continuance of the hearing for good cause. The Respondent may also request that the proceeding be continued after the end of the hearing if the Respondent determines that additional evidence should be brought to the attention of the Hearings Officer.
6. **Right to Appeal.** The Final Order of the Hearings Officer shall set forth the right of the respondent to appeal any adverse Order. Appeal may be taken pursuant to Section 2.07.130 of the Clackamas County Hearings Officer Code, and Oregon Revised Statute 34.010-34.100. If appeal is taken, appellant is responsible for all costs of appeal including preparation of transcript.

BEFORE THE COMPLIANCE HEARINGS OFFICER
for the
CLACKAMAS COUNTY BOARD OF COMMISSIONERS

COUNTY OF CLACKAMAS,

Petitioner,

v.

FITSUM TADESSE and

TESHOME TADESSE

Respondents.

File No: V0021824

COMPLAINT AND REQUEST FOR HEARING

I, Kimberly Benthin, Code Enforcement Specialist for Clackamas County, allege the following:

1.

Respondents mailing address is: 14633 SE Brightwood Ave., Milwaukie, OR 97267.

2.

The address or location of the violations of law alleged in this Complaint is: 14633 SE Brightwood Ave., Milwaukie, OR 97267, also known as T2S, R2, Section 08BB , Tax Lot 03724, and is located in Clackamas County, Oregon.

3.

On or about the 24th day of June 2024, AND on or about the 5th day of August 2024, the Respondents violated the following laws, in the following ways:

Respondents violated Title 9.02 of the Clackamas County Code, Application and

Enforcement of the Clackamas County Building Code by failing to obtain permits and inspections for the construction/remodel of the residence on the above referenced property.

This violation is a Priority 1 violation pursuant to the Clackamas County Violation Priorities.

4.

The Department initiating this procedure is the Code Enforcement Section of the Department of Transportation and Development.

5.

Notice of the violation was given to Respondents in the following manner: Violation notice dated June 24, 2024 and Administrative Citation #24218-1. A copy of the notice documents are attached to this Complaint as Exhibits D and F, and incorporated by this reference.

6.

Based on these allegations, petitioner requests that a hearing be set in this matter. Petitioner seeks an Order from the Hearings Officer granting the following relief:

1. Pursuant to Clackamas County Code Section 2.07.090, ordering Respondents to immediately abate the violations and bring the property at issue into compliance with all laws, and permanently enjoining Respondents from violating these laws in the future;

2. Pursuant to Clackamas County Code Section 2.07.090, imposing a civil penalty against Respondents for each violation, within the range established by the Board of County Commissioners. Said range for the Title 9.01 Priority 1 violations being \$750.00 to \$1,000.00 per occurrence as provided by Appendix B to the Clackamas County Code; and

3. Pursuant to Clackamas County Code Section 2.07.090, ordering Respondents to pay an administrative compliance fee as provided by Appendix A to the Clackamas County Code; and

4. Pursuant to Clackamas County Code Section 2.07.090, ordering Respondents to reimburse the County for any expense the County may incur in collection of any penalties, fines or fees that may be imposed:

5. Ordering any other relief deemed reasonably necessary to correct the violations.

DATED THIS 23rd day of September 2024.



Kimberly Benthin
Code Enforcement Specialist
For Clackamas County

COUNTY OF CLACKAMAS,

Petitioner,

v.

FITSUM TADESSE and

TESHOME TADESSE,

Respondents.

File No.: V0021824

STATEMENT OF PROOF

History of Events and Exhibits:

May 24, 2024	Clackamas County received a complaint that exterior staircases were being constructed without permits.
May 28, 2024 Exhibit: A	Correspondence was mailed to the Respondent.
June 11, 2024 Exhibit: B	A building permit submittal began for "Built 2 emergency egress staircases without permits"
June 24, 2024 Exhibit: C	Facts of the alleged violation were reviewed, the violation verified, and Notice of Violation was mailed requesting permit submittals be completed for all concerns including the exterior stair ways not later than July 24, 2024 The Notice of Violation was mailed via first class mail.
August 1, 2024 Exhibit: D	Code Enforcement Specialist Benthin performed a site inspection and confirmed the unpermitted exterior stairs remained on site without a permit or inspections.
August 5, 2024 Exhibit: E	Citation #24218-1 issued for the building code violation sent via first class mail. The first class mail was not returned. This citation has not been paid.
September 12, 2024 Exhibit: F	CES Benthin performed a site inspection and confirmed the unpermitted exterior stairs remained on site without a permit or inspections. Photos were taken.

The County referred this matter to the Code Enforcement Hearings Officer,

If the Hearings Officer affirms the County's position that a violation of the Building Code exists on the subject property, the County would request a Continuing Order be issued requiring the Respondents:

- Submit building, and the accompanying plumbing, mechanical and electrical permit applications, and/or complete the current submittal, for the proposed work and completed work to include but not limited to: Bonus Room conversion to a bedroom with a bathroom, Laundry room converted to staff room, Laundry moved to garage, Foyer living room converted to office. The submittal must include the appropriate fees and all construction documents of sufficient clarity to indicate the location, nature and extent of the work proposed and completed and show in detail that it will conform to the provisions of the Building code and relevant laws:
 - Respond to requests for clarification or additional information from permitting staff within 15 days of receiving such request.
 - The permits must have the fees paid in full within ten days of your being notified by Building Codes in order to prevent delay of the issuance of permits.
 - Please schedule all inspections so that final inspections may be obtained not later than 45 days of the date of receipt of your approved permits.

The County will submit a Post Hearing Status Report. The report will be sent to the Compliance Hearings Officer and to the Respondent. The report may include the following recommendations:

The imposition of civil penalties of up to \$1000.00 per violation.
The administrative compliance fee to be imposed starting from June 2024 until the violations are fully abated.

If the violations are not abated the County may request authorization for further enforcement action including to proceed to Circuit Court.

County recommends that reimbursement be ordered for any expense incurred in collection of all penalties, fines and fees.

The County requests the Hearing's Officer to permanently enjoin the Respondent from violating these laws in the future.



May 28, 2024

Fitsum & Teshome Tadesse
14633 SE Brightwood Ave
Milwaukie, OR 97267

Subject: Alleged Violation of the Building Code, Chapter 9.02.040 of the Clackamas County Code

Site Address: 14633 SE Brightwood Ave., Milwaukie, OR 97267
Legal Description: T2S, R2E, Section 08BB, Tax Lot 03724

It has come to the attention of Clackamas County Code Enforcement that a staircase leading to a 2nd story window may have been built without the benefit of permits.

This may constitute a violation of the Building Code, Chapter 9.02.040 Clackamas County Code.

Please contact Kimberly Benthin, Code Enforcement Specialist, within ten (10) days of the date of this letter in order to discuss this matter.

E-mail address is KimBen@clackamas.us

Telephone number is 503-742-4465

**Clackamas County encourages voluntary compliance with code violations to support a safe and healthy community for all. Please note that a \$75.00 monthly Administrative Compliance Fee will be assessed if a violation has been determined and has not been abated. When a property owner works cooperatively with the County to resolve a confirmed code violation, the County may waive all or part of that fee.*

Department of Transportation and Development

Nondiscrimination Policy:

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¡LE DAMOS LA BIENVENIDA! Spanish

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ДОБРО ПОЖАЛОВАТЬ! Russian

Департамент транспорта и развития инфраструктуры стремится к соблюдению политики недопущения дискриминации. Для получения дополнительной информации посетите веб-сайт: www.clackamas.us/transportation/nondiscrimination.

欢迎! Chinese (Mandarin)

交通和发展部致力于实现非歧视。如需了解更多信息，请访问 www.clackamas.us/transportation/nondiscrimination。

CHÀO MỪNG! Vietnamese

Bộ Vận Tải và Phát Triển cam kết thực thi chính sách không phân biệt đối xử. Để biết thêm thông tin, vui lòng truy cập trang mạng: www.clackamas.us/transportation/nondiscrimination.

환영합니다. Korean

운송개발부는 차별 금지를 위해 모든 노력을 기울이고 있습니다. 자세한 내용은 홈페이지 www.clackamas.us/transportation/nondiscrimination.

Plan Review - Review Comments Report

Project Name: **B0839124**

Workflow Started: **6/11/2024 9:27:14 AM**

Report Generated: **09/11/2024 11:40 AM**

REVIEW COMMENTS

REF #	CYCLE	REVIEWED BY	TYPE	FILENAME	DISCUSSION	STATUS
1		Coordinator Kelsi McNall 6/13/24 2:47 PM	Comment Hi Mike, I have uploaded the original building plans from 1999, as well as the drawings from 2018 for your last project at this address. There are items that need to be addressed. Please confirm you'd like to do it under this permit, or if the owner wants to go another route. If you want it under this permit, please complete an updated building permit application. A blank PDF has been uploaded to 'Clackamas Forms' for you to download and complete <ul style="list-style-type: none">• Second floor shows the bonus room has been converted to a bedroom with a bathroom, no permit records.• Laundry room converted to staff room, no permit records.• Laundry moved to garage, no permit records.• The once foyer/living area is now converted to an office, no permit records. The above scopes of work will need to be addressed with building, mechanical, electrical and plumbing permits. I have gone over this with Kim Benthin if you have further questions.			Unresolved
2		Coordinator Kelsi McNall 6/13/24 2:50 PM	Comment Richard Carlson and I went over the bedroom count. It's not clear to us whether the R Bedrooms on the second floor are considered Resident/Adult Foster Care rooms or not. Please clarify. If there are six BEDS this needs to be resubmitted as a commercial permit. Otherwise please revise and reupload a new floor plan.			Unresolved
3		Coordinator Kelsi McNall 6/13/24 2:50 PM	Comment Please have the owner complete a Statement of Use. A blank PDF has been uploaded to 'Clackamas Forms' and can be reuploaded to 'Documents' once completed and signed by the owner.			Unresolved

Current Project - All Emails Sent

Project: **B0839124**

Report date: **09/11/2024 11:42 AM**

USER	SENT DATE	EMAIL BODY
Mike Montgomery mike@simplhomedesigns.com	06/11/2024 09:27 AM	<p>Upload and submit request for B0839124</p> <h2>UPLOAD AND SUBMIT</h2> <p>Hello Mike,</p> <p>You have a task to complete to start your plan review.</p> <p>To begin, please click on "Start Task" below.</p> <p>Start Task To submit your files for B0839124 : Building - Residential New - 22E08BB03724 - 14633 SE BRIGHTWOOD AVE MILWAUKIE - Teshome Tadesse</p> <p>TIP: Are you a New User? First complete your account setup (required), if you haven't already. Open the separate invite email you received, or to request a new password click here and then select "forgot password".</p> <p><i>Please do not reply to this email.</i></p>
Mike Montgomery mike@simplhomedesigns.com	06/11/2024 09:30 AM	<p>Upload confirmation for B0839124</p> <h2>UPLOAD COMPLETED</h2> <p>Hello Mike,</p> <p>The following files have been received for project - B0839124 : Building - Residential New - 22E08BB03724 - 14633 SE BRIGHTWOOD AVE MILWAUKIE - Teshome Tadesse</p> <p>Files received:</p> <ol style="list-style-type: none">1. 001 ELEVATION-D1.0.pdf2. 002 1ST FLOOR PLAN-D2.0.pdf3. 003 2ND FLOOR PLAN-D3.0.pdf4. 004 ELEVATION PLAN-D4.0.pdf5. 005 SITE PLAN.pdf <p><i>Please do not reply to this email.</i></p>

<p>Mike Montgomery mike@simplhomedesigns.com</p>	<p>06/13/2024 02:52 PM</p>	<p>Prescreen update request for B0839124</p> <h2>PREScreen CORRECTIONS</h2> <p>Hello Mike,</p> <p>You have a task to complete to continue your plan review.</p> <p>Unfortunately, your uploaded files submission has not met prescreen acceptance requirements.</p> <p>TIP: Getting through Prescreen Please review all submission requirements and use "Add Comment" in Discuss Prescreen if you have any questions or comments.</p> <p>To review and resubmit, please click on "Start Task" below.</p> <p>Start Task To submit your updates for B0839124 : *KIM VIOLATION* Building - Residential New - 22E08BB03724 - 14633 SE BRIGHTWOOD AVE MILWAUKIE - Teshome Tadesse</p> <p><i>Please do not reply to this email.</i></p>
<p>Mike Montgomery mike@simplhomedesigns.com</p>	<p>07/04/2024 03:00 PM</p>	<p>Prescreen Corrections due for B0839124</p> <h2>Prescreen Corrections REQUIRES ATTENTION</h2> <p>Hello Mike,</p> <p>You have an important task to complete on your permit.</p> <p>Please click "View Project" below to see the task(s).</p> <p>View Project To complete your task for B0839124 : *KIM VIOLATION* Building - Residential New - 22E08BB03724 - 14633 SE BRIGHTWOOD AVE MILWAUKIE - Teshome Tadesse</p> <p>This is your 1 notice.</p> <p><i>Please do not reply to this email.</i></p>
<p>Mike Montgomery mike@simplhomedesigns.com</p>	<p>07/11/2024 03:01 PM</p>	<p>Prescreen Corrections due for B0839124</p> <h2>Prescreen Corrections REQUIRES ATTENTION</h2> <p>Hello Mike,</p> <p>You have an important task to complete on your permit.</p> <p>Please click "View Project" below to see the task(s).</p> <p>View Project To complete your task for B0839124 : *KIM VIOLATION* Building - Residential New - 22E08BB03724 - 14633 SE BRIGHTWOOD AVE MILWAUKIE - Teshome Tadesse</p> <p>This is your 2 notice.</p>
<p>Mike Montgomery mike@simplhomedesigns.com</p>	<p>07/18/2024 03:01 PM</p>	<p>Prescreen Corrections due for B0839124</p> <h2>Prescreen Corrections REQUIRES ATTENTION</h2> <p>Hello Mike,</p> <p>You have an important task to complete on your permit.</p> <p>Please click "View Project" below to see the task(s).</p> <p>View Project To complete your task for B0839124 : *KIM VIOLATION* Building - Residential New - 22E08BB03724 - 14633 SE BRIGHTWOOD AVE MILWAUKIE - Teshome Tadesse</p> <p>This is your 3 notice.</p> <p><i>Please do not reply to this email.</i></p>



June 24, 2024

Violation File No.# V0021824

Fitsum Tadesse
Teshome Tadesse
14633 SE Brightwood Ave
Milwaukie, OR 97267

**Subject: Violations of the Clackamas County Building Code Title 9
 Chapter 9.02.040(A, B, C, D, E)**

Site Address: 14633 SE Brightwood Ave, Milwaukie, OR 97267
Legal Description: T2S, R2E, Section 08BB, Tax Lot 03724

This is in follow up to a complaint of construction of exterior stairs on the above referenced property without benefit of permits and inspections.

It was noted that after the correspondence sent May 28, 2024, permit submittal was made by applicant Mike Montgomery. Permit # B0839124 was for "Built 2 emergency egress staircases without permits".

During the review of the submittal documents, the original 1999 plans and the structure's permit history it was found that there are items that must be addressed including but not limited to:

- Second floor shows the bonus room has been converted to a bedroom with a bathroom, no permit records.
- Laundry room converted to staff room, no permit records.
- Laundry moved to garage, no permit records.
- The once foyer/living area is now converted to an office, no permit records.

The above scopes of work will need to be addressed with building, mechanical, electrical and plumbing permits. A count of beds and bedrooms of the plans for this structure is not clear. If there are six beds this permit needs to be resubmitted as a commercial permit.

The unpermitted construction and modifications is a violation of Chapter 9.02 of the Clackamas County Code as it pertains to the Application and Enforcement of the Clackamas County Building Code.

In order to abate the Building Code violations, please complete one of (or a combination of) the following options **not later than July 24, 2024**:

- Please submit, or have your professional submit, building permit application(s), or complete the current submittal, appropriate fees(s) and all construction documents of sufficient clarity to indicate the location, nature and extent of the work proposed and completed and show in detail that it will conform to the provisions of the Building code and relevant laws:
 - Respond to requests for clarification or additional information from permitting staff within 15 days of receiving such request.
 - The permit(s) must have the fee(s) paid in full within ten days of your being notified by Building Codes in order to prevent delay of the issuance of permits.
 - Please schedule all inspections so that final inspections may be obtained not later than 45 days of the date of receipt of your approved permit(s). **Or:**
- Submit an application for a demolition permit. Please be advised that if you choose to remove unpermitted construction/structures – you may still be required to get permits to confirm remaining construction and utilities were removed, or remain in compliance with the codes.
 - The permit(s) must have the fee(s) paid in full within ten days of your being notified by Building Codes.
 - Please schedule all inspections so that final inspections may be obtained not later than 45 days of the date of receipt of your approved permit(s).
 - Please call this office to schedule an inspection to confirm removal of structure and all debris.

The submitted permit documents will be subject to the review and approval of the Planning and Zoning Division. The construction and use must meet the requirements and standards of the zoning district applied to the subject property. If you have questions please contact: Planning and Zoning Division at 503-742-4500 or zoninginfo@clackamas.us.

If you have questions concerning the building permit requirements or the submittal process, please contact the Building Codes Division at 503-742-4240, or via email at bldservice@clackamas.us. You may also find information on the County's website at <https://www.clackamas.us/building> or at <https://www.clackamas.us/development-direct>.

You may visit the County's offices at 150 Beaver Creek Road, Development Services Building, Oregon City. The lobby hours are open between the hours of 8 a.m. to 4 p.m., Monday, to Thursday. The building is closed to the public on Fridays, but we are available online and by phone. It is recommended that you check the Clackamas County webpage for hours of operation before visiting.

If you have any questions for me you may contact me at 503-742-4457 and my email is kimben@clackamas.us. I am happy to help any way I can.

A handwritten signature in black ink, appearing to read 'Kimberly Benthin', is centered on a light gray rectangular background.

Kimberly Benthin
Code Enforcement Specialist
Code Enforcement Section

Important Notices

1. **Administrative Compliance Fees.** It is important that you contact the Code Enforcement Section to resolve the violations described in the enclosed letter. **An administration compliance fee of \$75 will now be assessed monthly until the violations are abated.**
2. **Failure to resolve those violations may result in one or more of the following:** (1) a citation and fine, and (2) referral of this matter to the County Code Enforcement Compliance Hearings Officer.
3. **Request for a Hearing:** If you dispute the existence of the violations described in the enclosed letter you may request a hearing before the Hearings Officer by sending a written request for a hearing, including your name and address to: Code Enforcement Section, 150 Beaver Creek Rd., Oregon City, OR 97045, or at codeenforcement@clackamas.us.
4. **Potential Fines and Penalties:** The Clackamas County Code provides for Citation fine amounts of up to \$500 and additional civil penalties imposed by the Hearings Officer of up to \$3,500 for each day the County verifies the noncompliance. Fine amounts and civil penalties may be assessed for each cited violation and may be assessed separately against each named party. In addition, the Hearings Officer may order the violation to be abated by the County at the expense of the property owner(s) and responsible parties.
5. **Voluntary Compliance:** Clackamas County encourages voluntary compliance with code violations to support a safe and healthy community for all. Please note that when a property owner works cooperatively with the County to resolve a confirmed code enforcement violation, the County may in its discretion waive all or part of the \$75 per month administrative fee.
6. **Non-Compliance may result in a lien upon your property:** Fines and costs are payable upon the effective date of the final order declaring the fine and costs. Fines and costs under this Chapter are a debt owing to the County, pursuant to ORS 30.460, and may be collected in the same manner as any other debt allowed by law. If fines or costs are not paid within 60 days after payment is ordered, the County may file and record the order for payment in the County Clerk Lien Record.
7. **Final Order may be enforced in Circuit Court:** Also, be advised that non-compliance with a Hearings Officer's Order may result in the matter being referred to County Counsel for legal action in Circuit Court which may result in additional penalties or other sanctions.
8. **Recurrences will result in additional Citations:** Finally, recurrences of abated violations may result in the issuance of a citation without prior notice.





Citation No. 24218-1

Case No. V0021824

ADMINISTRATIVE CITATION

Date Issued: August 5, 2024

Name and Address of Person(s) Cited:

Name: Fitsum Tadesse
Name: Teshome Tadesse
Mailing Address: 14633 SE Brightwood Ave
City, State, Zip: Milwaukie, OR 97267

Date Violation(s) Confirmed: On the 24th day of June, 2024, the person(s) cited committed or allowed to be committed, the violation(s) of law described below, at the following address:

Address of Violation(s): 14633 SE Brightwood Ave., Milwaukie, OR 97267
Legal Description: T2S, R2E Section 08BB, Tax Lot(s) 03724

Law(s) Violated

- Chapter 7.03 of Clackamas County Code, Road Use, Section
- Chapter 9.01 of CCC Uniform Code for the Abatement of Dangerous Buildings, Section
- Chapter 9.02 of CCC Application and Enforcement of the Clackamas County Building Code, Section 9.02.040, (A,B,C,D,E)
- Chapter 9.03 of CCC Excavation and Grading, Section
- Chapter 10.03 of CCC Solid Waste and Wastes Management, Section 10.03.060 (A,B,C)
- Title 12 and 13 of CCC Zoning and Development Ordinance, Section
- Other law: _____

Description of the violation(s):

- 1) Two external staircases, and a conversion of interior rooms to bedrooms were constructed without the benefit of permits or inspections.

Maximum Civil Penalty \$1000.00 Fine: This is not subject to fine amount.

- 2) No plumbing permit or inspections have been obtained for moving the laundry room to the garage.

Maximum Civil Penalty \$1000.00 Fine: This is not subject to fine amount.

You may avoid paying the civil penalty by abating the violations. If you have questions regarding how to abate the violation(s) contact Clackamas County Code Enforcement at the number listed below. Please be advised a \$75 monthly administrative fee is being assessed.

I hereby certify under penalties provided by ORS 153.990 that I have reasonable grounds to and do believe that the above person(s) committed or allowed to be committed the violation(s) described on this form.

Citation issued by: Kimberly Benthin

Date: August 5, 2024
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