



STAFF REPORT

Meeting Type: City Council
Meeting Date: February 3, 2025
From: Kelly O’Neill Jr., Development Services Director
Subject: PUBLIC HEARING – Ordinance 2025-04: Chronic Nuisance Properties Code Modifications (SMC Chapter 8.22)

DECISION TO BE MADE:

Hold a legislative public hearing for Ordinance No. 2025-04 to adopt code modifications to Chapter 8.22 of the Sandy Municipal Code.

BACKGROUND / CONTEXT:

Chapter 8.22 contains code regulations for chronic nuisance properties in the city of Sandy. The last code revisions to Chapter 8.22 were in 2014, but most of the code provisions in this chapter have not been modified since 2011. The proposed Municipal Code amendments are an extension of efforts for the Code Enforcement code modifications project as was explained at the City Council work session on October 7, 2024.

The Code Enforcement Task Force had asked staff to amend this chapter to add additional authority for the City Manager to review ORS references, and to look at expanding what could be considered a chronic nuisance. Police Chief Huskey and the City Attorney provided input to these code modifications.

The City Attorney stated that most cities call out a limited set of specific violation types to include in the chronic nuisance properties code (hence the long list of crimes rather than “any crime”). If the City Council wants to add additional items to the nuisance activities in Section 8.22.10 (C) the City Council will need to list the specific code violations they want to fall within this scope; however, that was not completed with this code amendment.

KEY CONSIDERATIONS / ANALYSIS:

Throughout Chapter 8.22 the City Manager was added as requested by the Code Enforcement Task Force. The following information outlines the primary proposed code modifications to Chapter 8.22 by section:

Section 8.22.010 – The primary modifications to this section were to revise the ORS references for the different specified nuisance activities. The City Attorney modified the word ‘intimidation’ to ‘bias crime’ in (C)(2) and Chief Huskey added ‘strangulation’ to (C)(4).

Section 8.22.40– Modified to reference Chapter 1.18, Class A Civil Infraction (\$1,000) for violations instead of \$200.00 as was listed. The City Attorney also added the statement, “The civil penalties assessed under this section shall be in addition to and not in lieu of any penalties for the underlying activities otherwise established by law.”

RECOMMENDATION:

Staff recommends that the City Council hold a legislative hearing and adopt Ordinance No. 2025-04.

LIST OF ATTACHMENTS / EXHIBITS:

- Ordinance No. 2025-04
 - Exhibit A. Chapter 8.22 edits