



COUNCIL WORK SESSION

City Hall Council Chambers, 10501 SE Main Street
& Zoom Video Conference (www.milwaukieoregon.gov)

MINUTES

NOVEMBER 19, 2024

Council Present: Councilors Will Anderson, Adam Khosroabadi, Rebecca Stavenjord, and Council President Robert Massey, and Mayor Lisa Batey

Staff Present: Joseph Briglio, Assistant City Manager
Katie Gavares, Climate & Natural Resources Manager
Justin Gericke, City Attorney
Brett Kolver, Senior Planner
Peter Passarelli, Public Works Director

Emma Sagor, City Manager
Tim Salyers, Code Compliance Coordinator
Scott Stauffer, City Recorder
Laura Weigel, Planning Manager
Courtney Wilson, Urban Forester

Mayor Batey called the meeting to order at 4:07 p.m. and noted that Councilor Stavenjord was joining the meeting via Zoom.

1. Natural Resource Code Update – Discussion

Kolver noted that the updated code adoption was planned for early 2025 and provided background on how and where the natural resource code had been implemented and applied in Milwaukie thus far. The group discussed how properties were delineated when following water quality resource (WQR) and habitat conservation area (HCA) codes.

Kolver explained how Milwaukie's existing code and the natural resource code changes overlapped and shared tentative plans for reviewing procedures for housing development or construction that results in a WQR disturbance. **Mayor Batey, Kolver** and **Weigel** discussed the frequency and type of permits submitted with WQR disturbance. **Kolver** presented other recommendations for code changes that included removing unused developer options, clarifying water quality mitigation, and a review of the Federal Emergency Management Agency (FEMA) Floodplain & Endangered Species Act overlay.

Kolver discussed efforts to improve the city's mapping of HCA, focusing on streamlining the verification process for correcting inaccuracies. The proposed changes were aimed at making it easier for staff and applicants to update maps, particularly when discrepancies arise. The group discussed what technology was being used to update aerial maps. **Kolver** explained the plan to review stormwater facilities on the map to ensure consistency in how these were treated, particularly in terms of their classification as wetlands or secondary water features, noting the goal was to improve clarity and reduce unnecessary regulatory burdens for property owners, particularly when minor updates to maps were needed.

Kolver outlined next steps and asked if Council had further questions. **Councilors Anderson and Khosroabadi** expressed interest in exploring how residential cluster development variances could apply to affordable housing. **Councilor Massey** and **Kolver** discussed the concept of primary protected water features based on drainage area size. **Weigel, Massey, and Kolver** commented on the complicated nature of the natural resource code topic. The group discussed neglected parking lots that are no longer subject to HCA guidelines and the challenges they pose for enforcing water quality conservation on those types of sites.

2. Tree Code Update – Discussion

Wilson provided an overview of the current tree code, including regulations on public and private trees, and specific permit requirements for private residential development and private residential non-development. **Salyers** and **Wilson** reviewed the history of implementing the tree code and noted the changes made to remove redundancy and improve clarity. **Councilor Massey** asked where staff obtained the definitions for damaged and unhealthy trees. **Wilson** advised that the definitions came from the International Society of Arboriculture (ISA) best management practice manual.

Salyers explained how the violation section of the tree code was updated for easier and clearer citing of violations. **Wilson** presented the administrative changes and **Councilor Anderson** asked for clarification on replanting requirements. **Mayor Batey** and **Wilson** commented on the invasive species list and Type B non-development tree removal noticing.

Wilson presented changes related to the private residential canopy credit. The group discussed concerns around the complexity of the bonding process requirement.

Wilson emphasized that the goal of the amendments was to refine the tree code for better enforcement, clearer organization, and greater consistency with original objectives. **Wilson** asked Council for feedback and noted the final draft would be presented to Council for adoption next month, with updates to informational materials accordingly.

Mayor Batey appreciated the reorganized structure, particularly the decision to align the Tree Board’s regulations with other city codes. **Batey** and **Salyers** discussed Tree Board term limits. **Salyers** highlighted those parts of the tree code now referenced in other sections of the municipal code to avoid duplication. **Councilor Massey** and **Wilson** discussed tree code infographic materials available to the public. The group discussed how to improve outreach efforts for tree code compliance, particularly through welcome packets for new residents, to better inform the community about tree regulations.

Passarelli thanked staff and summarized that the tree code changes would help improve communication with residents and make the code more accessible to the public.

Council Reports (added to the agenda)

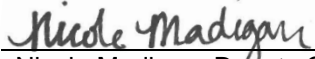
Councilor Anderson noted conflicting times for the Clackamas County Coordinating Committee (C4) meeting and the Transportation System Plan Advisory Committee (TSPAC) as well as a Transportation System Plan (TSP) community listening session on December 5.

Mayor Batey shared photos and details from a tour with the North Clackamas Parks and Recreation District (NCPRD) District Advisory Committee (DAC) and the Library Planning Task Force of the Concord Site. **Councilor Massey** and **Batey** discussed what kind of activities and programming would be offered at the community center, how many phases there were to the project, and the cost of the total project.

3. Adjourn

Mayor Batey adjourned the meeting at 5:55 p.m.

Respectfully submitted,



Nicole Madigan, Deputy City Recorder