## MEMORANDUM

Date: Thursday, February 10, 2022

To: City Manager Eric King

From: Chief Mike Krantz



Subject: City of Bend Admin rule 21-001 Campsite Assessment

Due to ongoing complaints from community members regarding activity reported to be impactful to the overall community health, safety, and livability in the area of NE 2nd St from Franklin north to NE Greenwood Ave, including Greeley, Hawthorne, and Irving Streets from 1st to 3rd St. an assessment was conducted under the specifics set forth in City of Bend Administrative Rule 2021-001 Management and Removal of Established Campsites in City Rights-of-ways.

The attached addendum is the assessment matrix aligned with the identified measurable impact areas in the administrative rule. The Bend Police Department conducted the assessment and review.

As of February 9, 2022 there were an identifiable 25 structures erected in the rights-of-ways in the identified geographic area. Many of these structures clearly block access to public rights-of-ways, including sidewalks, and sometimes encroach on public streets used for vehicle traffic. Many of these structures have been reported to clearly block the 15' clear view on the corners, causing potential traffic safety impact to the motoring public. The City has made a concerted effort to work with people utilizing some of the campsites to try and have these campsites that were blocking 15' clear view in move on their own. Some have moved, and City workers or contractors moved some others. Since that time, some campsites have popped back up in the 15' clear view areas as well as the 10' driveway clear view areas.

The geographic area that is being assessed began seeing a large influx in campsite growth beginning in October of 2021. A review of police calls for service for the last 90 days, Nov. 9, 2021 through Feb. 9, 2022, showed that there had been over 258 calls for service in the assessed area. This high amount of public safety services is not typical for other similarly measured geographic areas within the City of Bend.

There are 18 areas of measurement and assessment identified in the Administrative rule 2021-001 to determine if a campsite is "an unsafe campsite". These assessment measurements are valued 1 through 5 (low to

POLICE DEPARTMENT 555 N.E. 15<sup>™</sup> STREET BEND, OR 97701 [541] 322-2960 TEL [541] 312-1934 FAX WWW.ci.bend.or.us high). Of the 18 measurements on this campsite assessment, 13 of those measurements are valued as a 5 (highest community safety concern). Based on the assessment of the area, this geographic area meets the conditions identified in City of Bend Admin Rule 2021-001 as an unsafe campsite.

Bend ADM 2021-001 : Bend Unsafe CampsiteNE 2nd St from Franklin north to NE Greenwood Ave including Greeley, Hawthorne anAssessment CampsiteIrving Sts from 1st to 3rd St. (Calls for service and reports generated included 400 to 90)											
Criteria			1	2	3 4	I 5	Tota	NE 2nd St, Campfire Motel, Seven Eleven (3rd/ Franklin) and the Bottle Drop with calls directly linked to the homeless camp.			
1	Camp structures encroaching on travel lanes.					5	-	Concerns for safety of campers and other roadways users from passing vehicles: Assesement of the area identified have various structures and items frequently encroaching on roadway travel lanes and potentially causing traffic and pedestrian safety issues. This is cyclical, dependent upon clean up ef			
2	Increasing amounts of trash and debris in right-of-way.					5	-	Whether trash and debris are spreading to nearby property other than the right-of-way. Whether attempts and trash management have been successful. Since January 10th, 2022, the City of Bend has picked up 20,180 lbs which resulted in 80 yards of debris hauled away and there is currently pending removal. Multiple syringes and human feces litter the area. Ongoing trash remediation efforts have not reduced the impact of ongoing trash d to the livability of the neighborhood. Much of the debris clean ups have included cleaning up large amouns of used syringes, human feces and urine.			
3	Amount and seriousness of violence and/or crime reported and observed by Bend Police.					5		49 criminal related reports taken which include bias crime, Assault II, reckless burning, multiple trespass issues, disorderly conduct, theft and criminal mischief. These reports have been reviewed and are specific to mention or have some correlation to homelessness in the area. Total number of calls fo service in the identified area for Bend Police are 258 for a 90 day period from November 9, 2021 through February 9, 2022.			
4	Environmental Impact					5	-	Including public urination and defecation,manner of disposal of human waste, and open burning. Multiple reports of open or reckless burning over last 90 days. These include fires started and left burning in the middle of the travel lanes of the roadway. Observations of syringes on ground in the are human feces and urination reported and observed on the ground. Reports by area business owners that their utility vaults are being used as toilets, blo access by their staff to access necessary utilities. Observed multiple areas of rotting items, food, wet clothing and misc. debris. Piles of garbage and debris being piled in area that are not owned by anyone.			
5	Interactions and Altercations with others in the area					5	-	In additional to the 258 calls for service of police services in the area, there have been multiple reports by business owners and employees in this direct of aggressive threats and altercations between homeless individuals in the campsites and in the area making threats to customers and employees. Busi owners have reported that this is causing anxiety and fear for their employees and some customers have said they will not come to the area out of fear.			
6	Calls for Service					5	5	Number and severity of calls for service received by Bend PD, Transportation and Mobility, and other City Departments. The area measured has accounted for over 258 calls for service over the last 90 days from Nov. 9, 2021 through Feb. 9, 2022. These calls are combined 911 calls, non-emergence calls, and self intiaited calls. This number of direct service needs for an area this small is a significant impact on the demands for public safety needs and aligned with similar geographic areas in the City of Bend. (anecdotal measurement)			
7	Whether campsites are located in rights-of-ways near sensitive areas.				3			Senstive areas include in rights-of-ways near or used to access nearby school, daycare, play ground, or other property providing service to children; whether campers in the right-of-way threaten or pose a danger to children. There are no child facilities in the immeidate area. There are two residen homes located witin 100 feet who have been impacted by the activity of the campsites. There have been numerous incidents and ongoing blockages of sidewalks in the impacted area. They have been at times and intermittent 100% blocked not allowing access on sidewalks for full community use. Additinoally, ongoing blockages of clear view issues at all intersections and driveways have required City intervention several times, however issues are ongoing.			
8	Construction or erected unpermitted structures in the right-of-way without a permit.					5		Constructin without a permit in violation of BC 3.40.005; and the danger posed by the structures. There are over 25 identified individual structures erected in the identified area in public rights-of-ways. None of these structures have necessary required permits for construction of structures in the rig of-ways. Many of these structures are blocking public access to sidewalks and necessary pedestrian, bicycle, other users and community members with needs may be unable to access these public rights-of-ways.			
9	Violation of BC 5.30.005 Fire Regulation				3			There are reported incidents from community of fires used for warming or cooking in unsafe areas, including in the middle of the roadways over the measured time. There has been at least 1 incident of criminal citation for reckless burning. The area is open and does not have residential structures in risk of fire danger, however, fire danger could be problematic to the two residential structures close by and the multiple business areas, especially in light the dry conditions over the winter.			

10	Violation of BC 5.15 alcoholic liquor.			3		There have been citations issues for alcoholic liquor being consumed in the open public areas. Additionally, observations by police officers indicate high volume of open alcoholic consumption of occupants of the campsites in the occupied areas.
11	Violation of BC 5.35.015 Public defecation or urination				5	Significant reports from community and business owners in the area of frequent public defecation and urination from the people utilizing the campsites. Oftentimes this has been confirmed during the scheduled City sponsored clean up of the significant amounts of trash and debris in the area. Additionally, business in the area report that people from the campsites are utilizing their property as open air toilets, causing sigificant bio hazard concerns for their staff, guests and customers.
12	Citation or Arrest for crimes listed in BC 5.40.015, Major infractions.				5	Has been arrests for Assault II, Bias Crime and Criminal Mischief, disorderly coduct, directly related to the people living in the campsites in the identified area over the last 90 day review period.
13	Violation of BC 5.40.085 Trespass to Vehicle	0				
14	Presence of activities that could subject private property to citation as a chronic nuisance, listed at BC 5.45.005.A				5	At least 3 criminal arrests/citations have occurred over the last 90 days that meet the defined Chronic nuisance activity to include Assault, Bias crime, and Disorderly conduct. There is presence of significant other activity that meets the defined chromic nuisance activites as well, such as multiple disordelry conduct reports, drug activity, and alcohol violations.
15	Violation of BC 6.15.010 Obstructing Public ways				5	Significant obstruction of sidewalks / public ways in the identified area by deposited debris and garbage as well as by structures erected in violation of City Code.
16	Presence of a nuisance affecting public health described in BC 13.45.005				5	Significant presence of debris, refuse, garbage, rotting and decaying material, feces, urine, and other materials as identified in Bend code as constituting a nuisance that does affect public health.
17	Obstruction of public way under BC 6.15.010				5	Whether vehicles parked and/or structures unlawfully erected in the right-of-way block or limit access for vehicles and pedestrians, and/or whether or not they vehicles or structures constitute an obstruction of public way. Public ways are obstructed in violation of Code 6.15.010, by deposit of perosnal property, garbage, and debris. Additionally several parked RV's and vehicles are intermittently in the identified area that block public ways dependent upon parking. Reports have been made that RV's parked in the area have also dumped "black" tanks in the public rights-of-ways.
18	Violation of other Statues or City Codes Provisions	0				Violation of other Statutes or City Code provisions the City Manager deems relevant to the health and safety of those camping in the right-of-way and other members of the public.
			T			
			+		+	
			+		+	
			+		$\uparrow$	
					F	
			+		+	

## MEMORANDUM

City of Bend Police Department 555 NE 15<sup>th</sup> Street Bend, OR 97701 (541) 322-2960 main (541) 312-1934 fax www.ci.bend.or.us To: From: Subject: Date: Chief Krantz Capt. Kindel Additional 2<sup>nd</sup> St activity 2/14/2022



## Chief Krantz,

Using the same parameters, I conducted a supplemental check for calls for service from February 9<sup>th</sup> to February 14<sup>th</sup> at 0930 hrs. I was able to locate 14 calls for service which ranged from trespass, mental health, theft, suspicious and disputes. I noted 2 arrests were made, one for disorderly conduct and the other for Theft. One call where an arrest was not made involved multiple subjects and the reported use of mace. Patrol Officers were unable to identify a suspect due to most subjects remaining in their tents and not cooperating. All of these calls had a nexus to the homeless camp on NE 2<sup>nd</sup> St.

Capt. B. Kindel

