

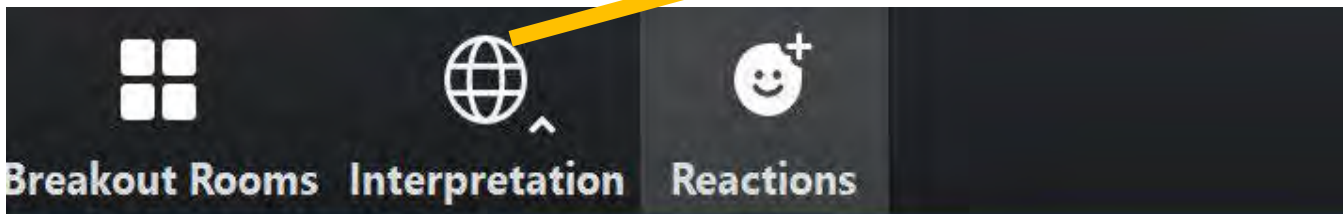
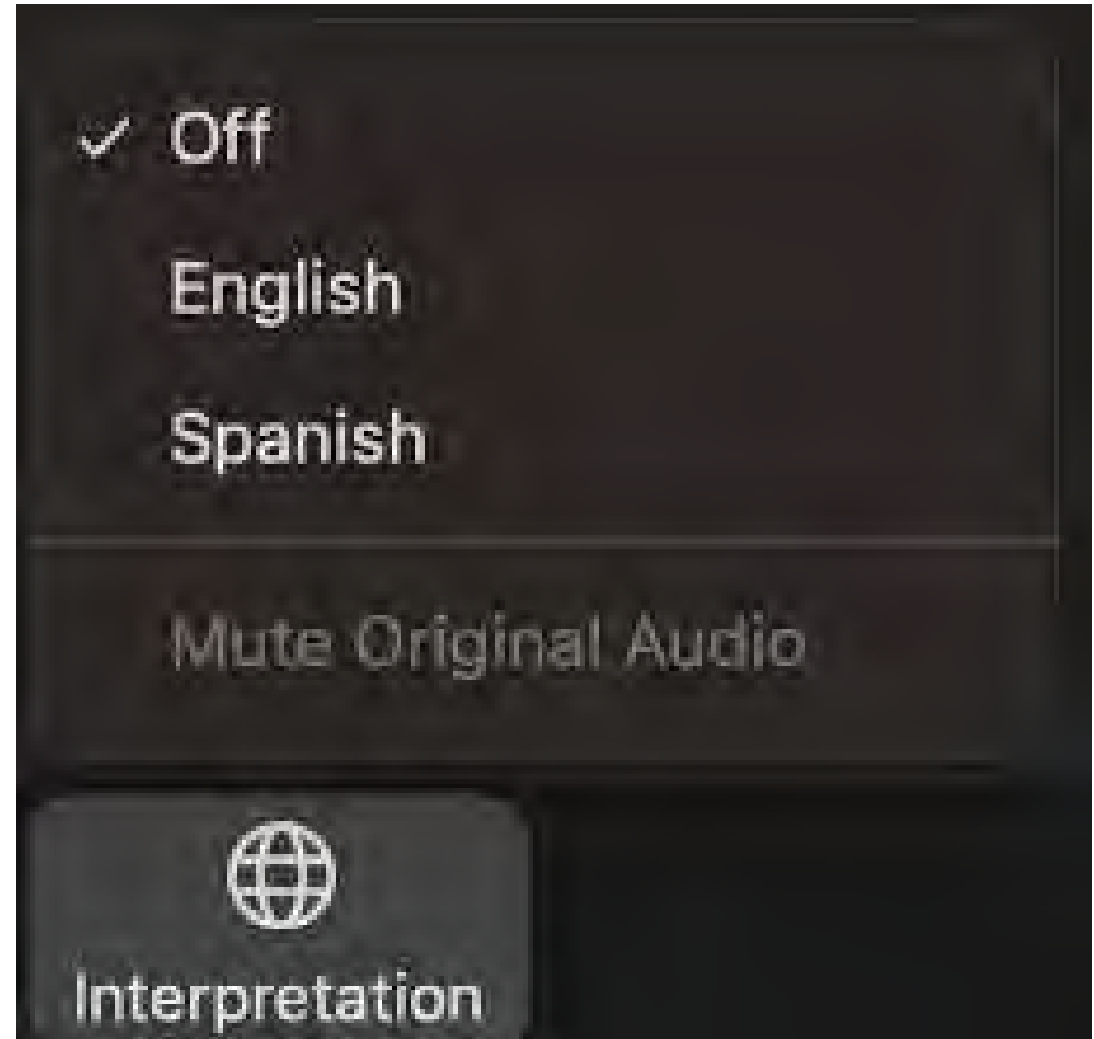
Hillsboro Camping Ordinance Workgroup

Session #1: Information

March 31, 2023

Zoom Interpretation

For **Interpretation**
click the language
you would like to
hear



Workgroup Participation Information

Participate with intention

Appreciate diversity of perspectives

Maintain respectful space

Create opportunity for everyone to engage

Listen to understand

Presenters

- Megan Cohen, City of Beaverton,
Community Services Program
Administrator
- Chad Jacobs, Beery Elsner &
Hammond, LLP, Attorney
- David Bonn, City of Hillsboro, Police
Sergeant
- DeAnna Negrete, Washington County,
Homeless Access Programs
Supervisor
- Marcus Ford, City of Hillsboro,
Community Engagement Manager
- Megan Eatough, City of Hillsboro,
Communications Specialist

Topics

- Background, Myths, Local Stats, Point in Time (PIT) Count, Other Jurisdictions
- Current Ordinance, Martin v Boise and other laws
- Police Outreach Team, Compliance of Ordinance, Collaboration with Community
- Local Funding, Washington County Supportive Housing Services (SHS)
- Current Projects, Draft Ordinance

Homelessness Overview

Megan Cohen | City of Beaverton | Community Services Program



Definitions and Data

Homelessness is defined as: “Lacking a fixed, regular, and adequate nighttime residence;” for example, living in a shelter, car, or tent.

-Dept of Housing and Urban Development

Same as above or sharing housing by necessity rather than choice—“doubled-up.”

-Dept of Education

Person-first language, e.g: Person experiencing homelessness/houselessness



Definitions and Data

- **>2000 Youth** experienced homelessness in Washington County in 2021-22
 - Shared: ~70%
 - Motel, Shelter: ~17%
 - Unsheltered: ~13%
- **808 Individuals** experiencing homelessness in the Point-in-Time Count for Washington County in January 2022
 - Sheltered: 581
 - Unsheltered: 227 (28%)



Housing Crisis

- There are only 26 available and affordable homes in Oregon for every 100 very-low-income rental households.
 - "The Gap," NLIHC
- 150,000 households in the metro region pay more than half their income for housing and receive no assistance.
 - Center on Budget and Policy Priorities
- Before the pandemic, Oregon only provided rent assistance to ¼ of eligible households at risk of homelessness.
 - "Homelessness in Oregon," EcoNorthwest.

Myths and Stereotypes

1. People move to Washington County to be homeless
2. People choose to be homeless
3. People just need to get a job
4. People experiencing homelessness are dangerous/ violent/ criminals
5. The majority of people experiencing homelessness abuse drugs or are mentally ill



Programs & Services

- Street Outreach
- Emergency Shelter
- Access Centers
- Rapid Rehousing
- Housing Programs
- Code Changes
- Hillsboro PD CIT
- Grant Programs



County-wide Coordination

- Supportive Housing Services Program
- Community Connect coordinated entry
- Support for service partners
- HB 3115 in other jurisdictions



Resources

- 2-1-1 (text, call, app)
- Street Roots Resource Guide
- Washington County SHS website
- Business Resource Toolkit
- Quick Tips Guide



Thank you!

www.BeavertonOregon.gov/beavertonhomelessnessresponse

Commserv@BeavertonOregon.gov



BREAK



CAMPING ORDINANCES IN 2022

Martin v. Boise, Blake v. Grants Pass, and HB 3115

MARTIN V. BOISE (2018)

- 9th Circuit Opinion
- 8th Amendment to U.S. Constitution forbidding cruel and unusual punishment prohibits cities from prosecuting people experiencing homelessness for “involuntarily sitting, lying, and sleeping in public” if there are not enough shelter beds available



BLAKE V. GRANTS PASS (2022)

- Ninth Circuit Court of Appeals affirming Decision of District of Oregon (Medford Div.)
 - Seeking En Banc / Supreme Court Review
- Clarifies/extends Martin:
 - Under 8th Amd, can't punish civilly when civil and criminal are intertwined
 - Must allow “necessary minimal measures” for people experiencing homelessness to “keep themselves warm and dry” – must allow “rudimentary forms of protection from the elements”
 - Must provide procedural due process to exclude people from public places such as parks
 - Creates questions about “car camping”



HB 3115 (2021)

- Codifies principles of cases in Oregon
- Provides that local law regulating sitting, lying, sleeping or keeping warm and dry outdoors on public property that is open to public must be objectively reasonable as to time, place and manner with regards to persons experiencing homelessness
 - Affirmative defense to charge of violating such a law
 - May independently challenge reasonableness of law
 - Not for \$ but declaratory/injunctive relief
- “Objectively reasonable” based on totality of circumstances
 - Not one-size fits all, what works best in Hillsboro may not work in Astoria or Burns



HB 3115 (2021)

- What CAN cities do?
 - Time: Prohibit camping during certain hours, etc.
 - Place: Limit camping to certain areas of the City
 - Manner: Restrict amount of personal property and how camping occurs (tents, structures, etc.)
 - May continue to enforce other, existing ordinances, such as scattering rubbish, fires on public properties, vandalism, etc.



HILLSBORO MUNICIPAL CODE (CURRENTLY)

- **9.44.010 Prohibited Camping**
 - No person may camp in or upon any place where the general public has access or under a bridgeway or viaduct, unless otherwise specifically authorized by this code or by declaration of the manager in emergency circumstances.
- **9.32.060(F)(2) Park Rules**
 - Overnight Camping prohibited in City Parks
- **6.12.040(2) Recreational Vehicles and Trailers**
 - No Person May: Live, sleep or reside in a recreational vehicle or trailer located on a lot or on a public street unless the street or lot is designated for overnight camping.
- **1.01.020 Definitions**
 - **CAMP**, to set up or to remain in or at a campsite for the purpose of establishing or maintaining a temporary place to live.
 - **CAMPSITE**, a place where bedding, a sleeping bag, or other sleeping matter, or any stove or fire is placed, established or maintained, whether or not such place incorporates the use of any tent, lean-to, shack, or any other structure, vehicle or part thereof.

Constitutionality depends on enforcement and shelter bed availability, but similar to laws found unconstitutional in *Boise* and *Grants Pass*.



CODE AMENDMENTS

- Need to update code in light of recent court decisions and HB 3115
- Under HB 3115, code changes must take effect by July 1, 2023
- Continuing to work with Police Department as well as others in the interim
- May need to examine other code provisions in light of the *Grants Pass* ruling related to “car camping”
- Some jurisdictions considering other code revisions to address secondary effects of camping



LIMITATIONS OF CAMPING ORDINANCES

Ordinances regulating camping do not:

- Reduce the number of persons living outside.

Homelessness will still be visible in our community until we reduce unsheltered homelessness through proven solutions.

- Provide a solution to homelessness.

Only proven solutions, such as expanding prevention, outreach, and available shelter and housing options can reduce homelessness.

- Seek to manage the impacts that may result from camping activities.

Ordinances simply regulate camping by providing some basic parameters that are objectively reasonable given our current local context. Other ordinances needed to manage impacts.



LUNCH BREAK



Community Outreach





Community Outreach Team





Community Outreach Team

Crisis Intervention Team





Community Outreach Team

Code Compliance Team





Community Outreach Team

Bicycle Team





Community Outreach Team

HPD's Core Values:

- Dignity
- Respect
- Service
- Just Outcomes





Community Outreach Team

Purpose Statement:

“improve the daily experiences of the communities we serve through education, outreach and connections.”





Community Outreach Team

Duties:

- Build positive relationships with the community
- Connect individuals in need with resources
- Collaborate and partner with local service providers
- Respond to community complaints
- Address community livability issues





Community Outreach Team





Resources Offered

Service Provider Information

Resource Information

Meal Vouchers

Clothing

Trash bags

Transportation

Tri-Met Passes

More...



Partnerships



Partnerships



Cloverleaf Winter Shelter



Safe Rest Pods



Partnerships



Hawthorn Walk-In Center



Sequoia Mental Health Services



Partnerships



Bybee Lakes



Partnerships



HILLSBORO DOWNTOWN
PARTNERSHIP



Partnerships



Success Stories



Success Stories



Before...

Success Stories



After...

Success Stories



Success Stories



Compliance



How does the Police Department and Community Outreach Team enforce laws involving homeless individuals?



Compliance



Do officers on the Community Outreach Team make arrests?





Compliance

How will the Police Department ensure compliance for the new Camping Ordinance?



Compliance



Will regular patrol officers enforce the new camping ordinance?



Compliance



Will someone be arrested if they are out of compliance with the new camping ordinance?



Compliance



Why are police going to enforce the camping ordinance?



Compliance



Compliance



Before



After

Compliance



Compliance



Questions?



BREAK



Washington County

Homeless Services Overview

March 31, 2023

Department of Housing Services

co.washington.or.us



What we know...



- Housing instability and homelessness **can happen to anyone**
- Homelessness is a **regional challenge**
- **Collaboration and partnerships** are essential
- **Housing ends homelessness.** Using a **housing-first approach**, has been shown time and time again to be the best approach to solving homelessness.



Homeless Response pre-2020



- **Resources are extremely limited**
- **No year-round shelters** available for adults experiencing homelessness, limited shelter for families experiencing homelessness
- **Minimal new resources each year, program openings happen through attrition leading to long waitlists** due to growing demand and static supply.



Supportive Housing Services Measure Background



- Approved by voters on May 19, 2020 with 58% support
- Built and championed by a broad regional coalition of business and community leaders. Estimated to generate more than \$200 million per year
- Scaled to achieve “functional zero” chronic homelessness regionally



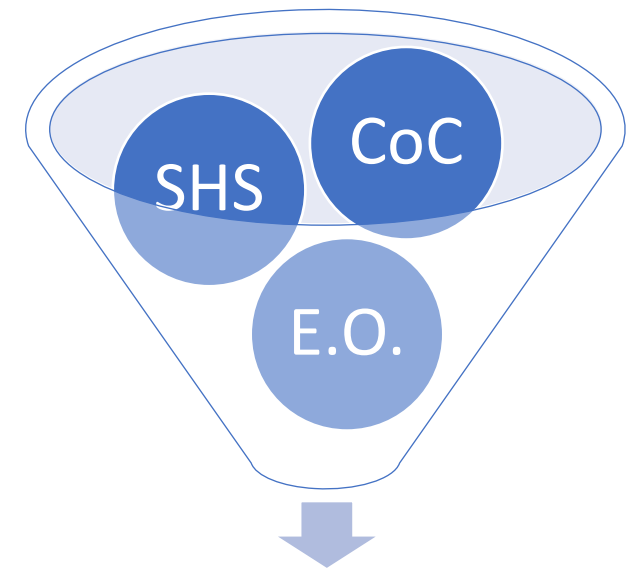
State of our System



Supportive Housing Services *Approach to ending homelessness through providing stable housing for all, transparent oversight, accountability and leveraging existing resources*

Governor's Executive Orders *Utilizing an ALL IN, three pronged approach to create new structures and increase coordination between state and local governments in response to the growing unsheltered crisis*

Continuum of Care *Community-wide commitment to the goal of ending homelessness. Comprised of government, non-profit and community leaders who coordinate utilization and access to mainstream programs*



One Homeless Services System



One Homeless Service System



- Street Outreach
- Emergency Shelter
 - Year-Round Shelter
 - Congregate
 - Non-congregate
 - Alternative
 - Winter Shelter
 - Inclement Weather
- Housing Programs
- Permanent Supportive Housing



Dora moved into her apartment in November 2021 with the help of Greater Good Northwest



Unmet Needs and System Gaps



Point In Time Count:

170 people unsheltered



People waiting for help:

630 - long term housing supports
841 - short term housing supports
269 - shelter

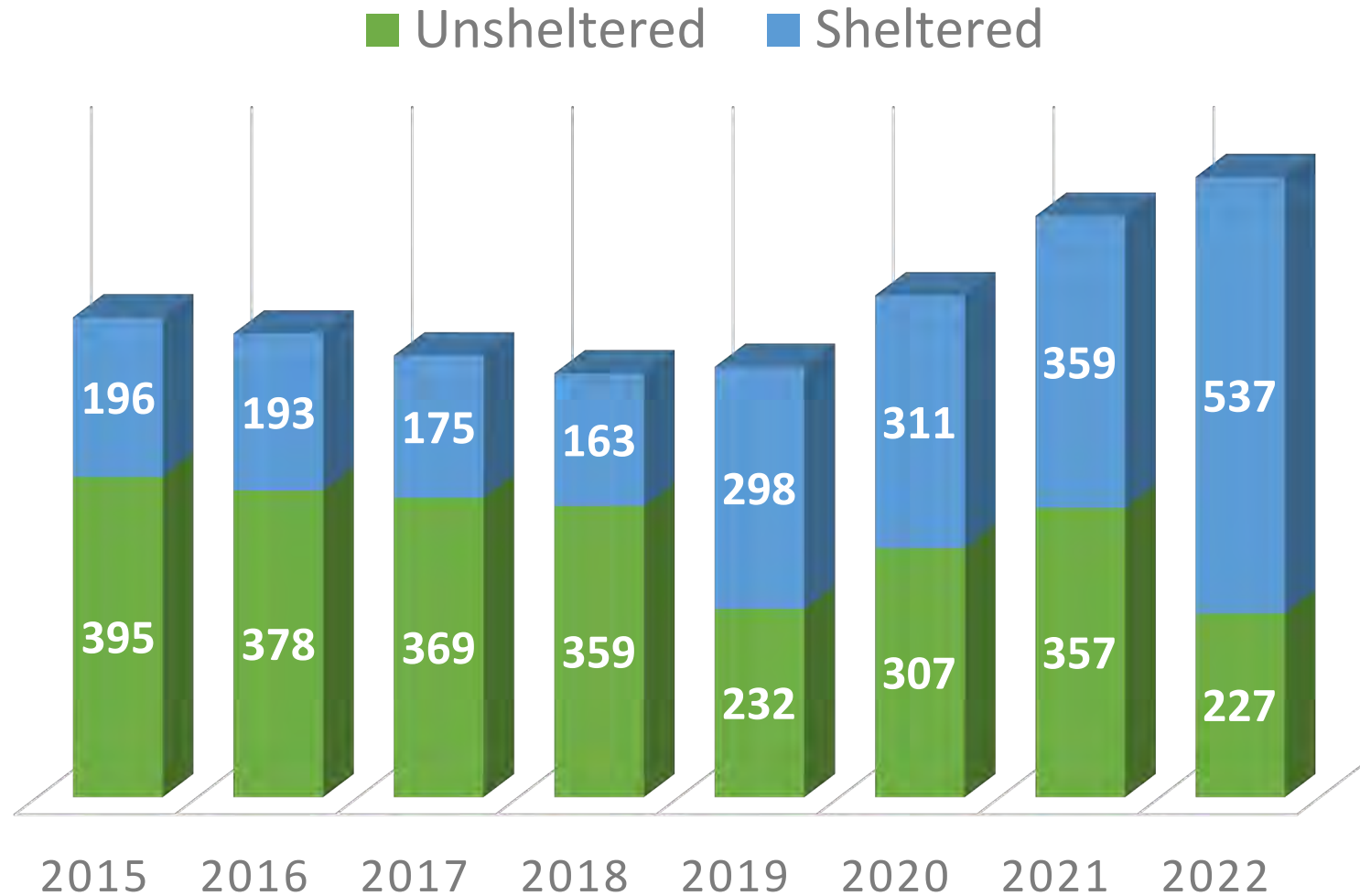


People are homeless longer:

More than 100 days in shelter before housing

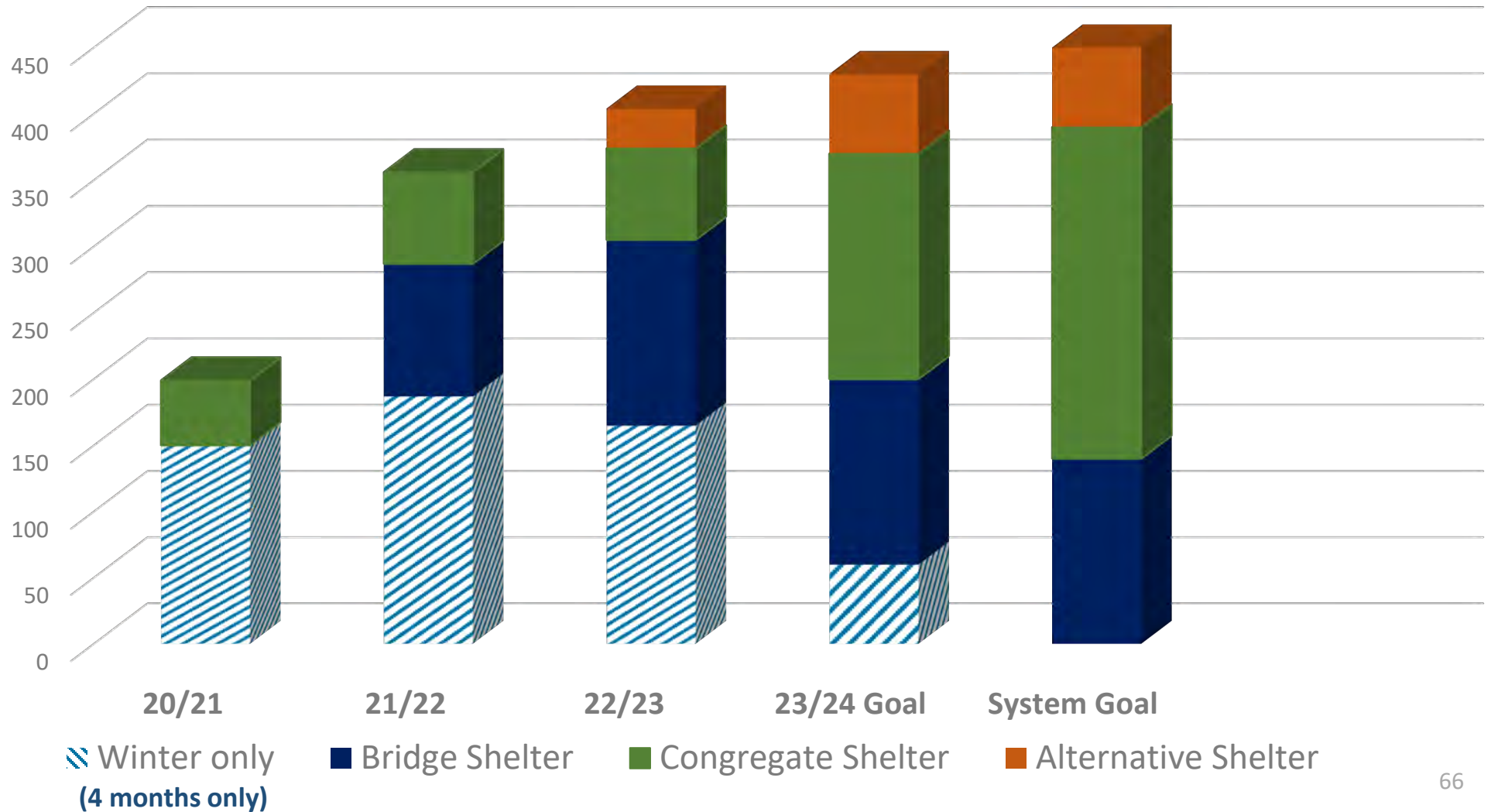


Homelessness in our Community



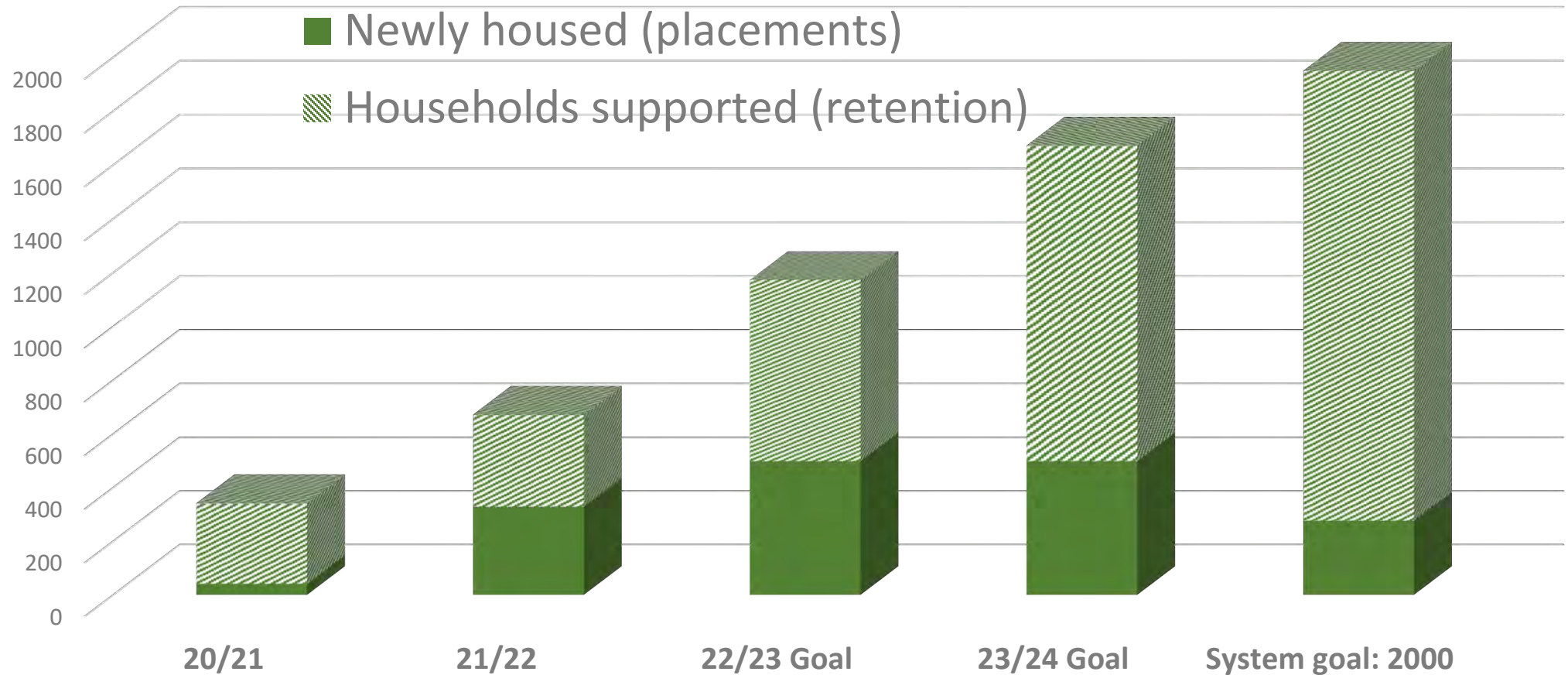


Shelter System Capacity





Supportive Housing Capacity

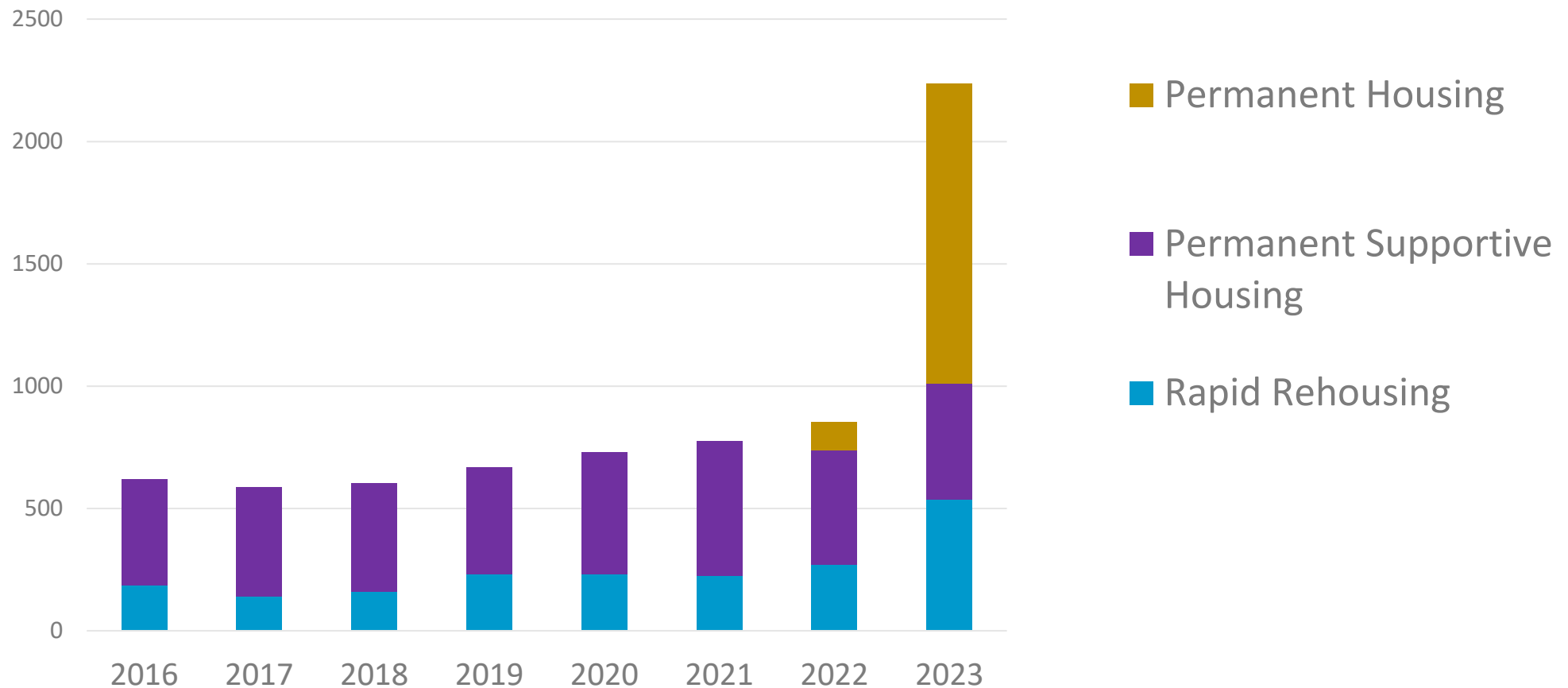




Washington County Programs

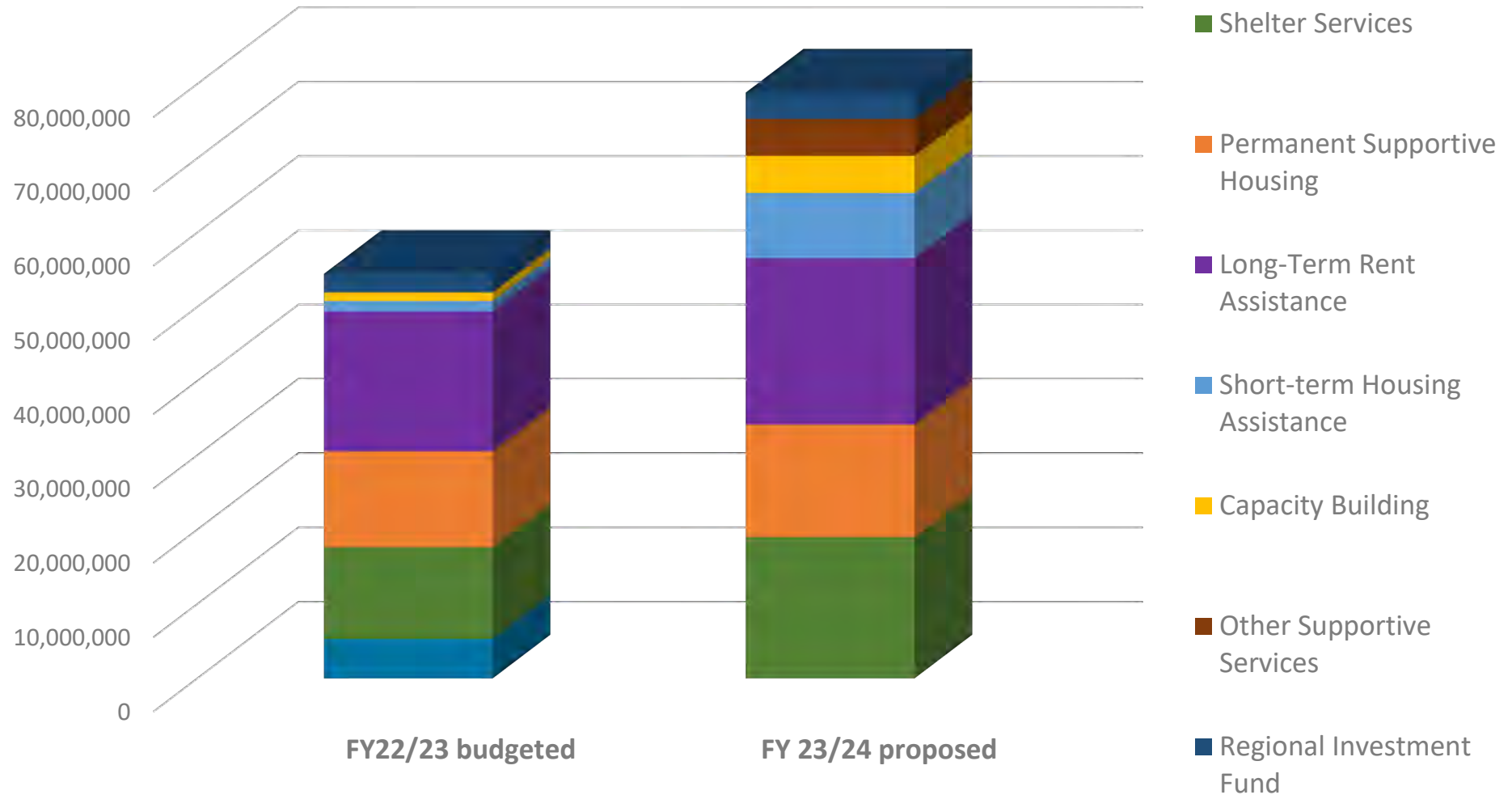


Housing System Capacity





Funding to Achieve Goals

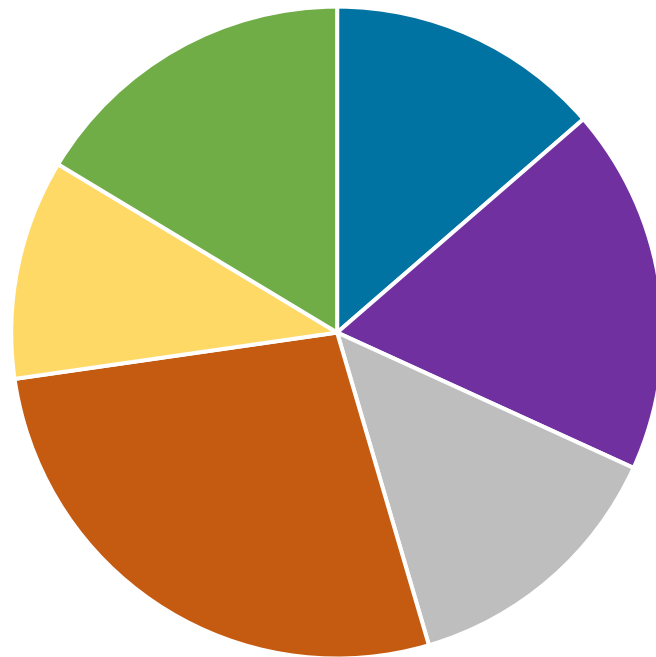




Funding to Achieve Goals



One-time and carry-over funding: \$55 + million



- Program reserves: \$7.5 M
- Shelter Capital Fund: \$10 M +
- Access Center Capital Fund: \$7.5 M
- PSH Acquisitions: \$15 M
- Eviction Prevention: \$6 M
- Governor's E.O. \$8-10 M



Department of Housing Services
www.co.washington.or.us/housing

BREAK

Current Projects

DeAnna Negrete, Washington County

Megan Eatough, City of Hillsboro

March 31, 2023

Temporary Safe Rest Pods on SW 17th Avenue

Location: SW 17th Avenue and TV Highway
(future Year-Round Shelter site)

Duration: October 2022 through June 2023

Capacity: 30 to 40 individuals or couples & pets

Services: 24/7 onsite staff, mental health support, and housing navigation



Safe Rest Pods: A Collaboration

Washington County: Funding and coordinating shelter program operations, provided Safe Rest Pods, supporting communications

Open Door HousingWorks: Managing shelter program and site operations

City of Hillsboro: Provided property, funded site preparation, supporting coordination and communications



Safe Rest Pods on SW 17th Avenue

Goals:

- Meet urgent needs without impacting future Year-Round shelter timeline
- Mitigate unmanaged camping
- Connect people experiencing homelessness with services and permanent housing



Image courtesy of Community Supported Shelters

Safe Rest Pods on SW 17th Avenue

Pods: 80 square feet, insulated, lockable, portable

Services:

- 24/7 onsite staff trained in trauma-informed care & safety
- Restrooms, handwashing, showers, trash disposal
- Pets allowed
- Mental health, housing navigation, employment support
- Community of peers



Year-Round Shelter

Location: Corner of TV Highway & SW 17th Avenue

First Year-Round Shelter for single adults in Hillsboro

- 75-bed capacity
- 24/7 staffing for management and support
- Onsite housing navigation, employment, and wellness support

Once Open:

- Operated by a nonprofit partner
- Funded by Supportive Housing Services Metro Tax funds through Washington County



Year-Round Shelter: Community Engagement

To Help Inform Shelter Design, Services, Good Neighbor Agreement

Bilingual Flyers: Mailed to one-mile radius, in-person visits

Bilingual Signage: Dairy Creek Park

Three Focus Groups: Neighbors, Park Visitors,
People with Lived Experience

Engage Hillsboro: Questions & Answers, Survey

Homelessness Email Newsletter: Launched June 2022



Engage.Hillsboro-Oregon.gov/YearRoundShelter

Year-Round Shelter

Timeline: Evolving & Subject to Change

Current Phase: Site Evaluation & Architect Design Period

Next Steps:

- Shelter Operator Selection
- Site Construction Begins
- Good Neighbor Agreement Process (Six Months)
- Site Tours & Shelter Opening

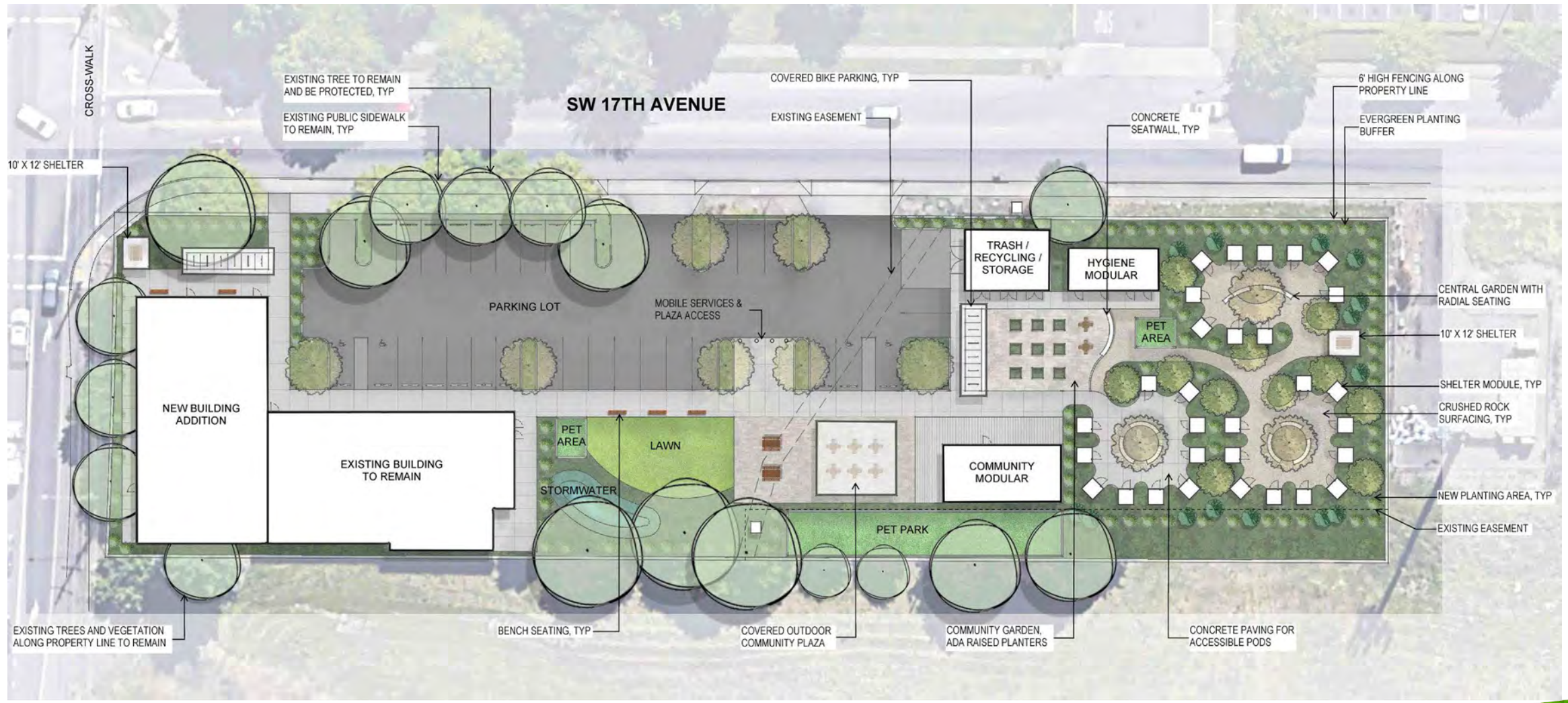
Year-Round Shelter

Hybrid Design: Maximize Land, Offer Diverse Shelter Options

- Indoor Congregate Beds
- Village-Style Model with Shelter Pods
- Co-located services, Trauma-Informed Design, Pet-Friendly
- Incorporates community feedback from three focus groups and online survey

Design is subject to change as the project evolves.

Year-Round Shelter



Outdoor Cleanup through Supportive Employment

- Creates jobs for people with lived experiences of homelessness
- Keeps Hillsboro beautiful by keeping public spaces clean

Mid-August 2022 through January 2023:



Hillsboro Camping Ordinance Update Overview

Marcus Ford & Megan Eatough

March 31, 2023

Camping Engagement

As of March 29 ,2023 @ 4pm



Share Your Experiences

Before the Hillsboro City Council considers the required updates in June, the City is listening and engaging with community members.

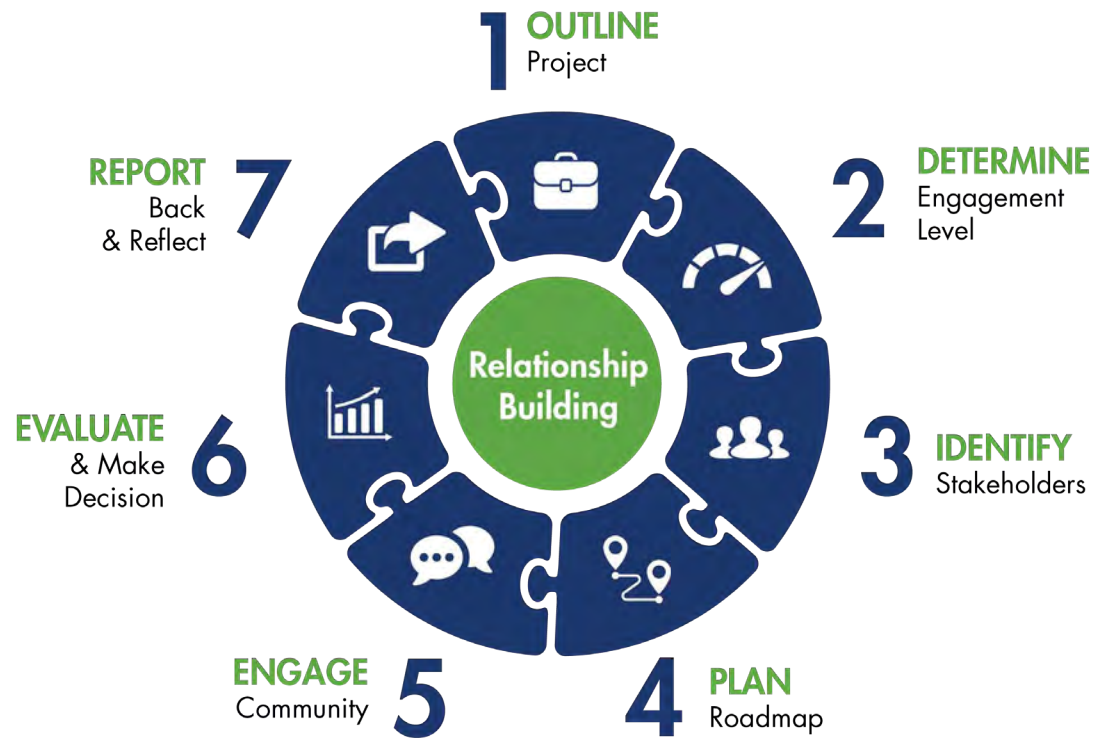
[Take the Camping Rules Survey by April 7](#) to share your experiences.

[Ask us a question](#) below.

- **12 Questions**
- **670 + Survey Responses**



CE Process



international association
for public participation

Spectrum of Public Participation

- **Consult** level of engagement
 - Public Participation Goal
 - To obtain public feedback on analysis, alternatives and/or decisions.
 - Promise to the Public
 - We will keep you informed, listen to and acknowledge concerns and aspirations, and provide feedback on how public input influenced the decision.

Current Codes to be Amended in Ordinance Update

1.01.020

6.12.040

9.32.060

9.44 (Repeals and
Replaces).

Four current codes are
being amended that
regulate sleeping/lying in
public spaces

Overall Goals of Ordinance Update

1. Ensure local policy is legal compliant with court rulings and recent legislation
2. Set clear regulations on the time, place and manner that camping activities occur, recognizing the basic human need to sleep and acknowledging that until there are enough shelter and housing options persons have no choice but to camp in public spaces.
3. Allow for temporary camping and sanctioned camping options to provide a path forward to utilize these tools as part of the solution for lack of safe sleeping alternatives.

Whereas Statements

Preamble to the
ordinance updates-
meant to explain why
updates are being
proposed and state high
level values.

WHEREAS, the City recognizes the dignity of all humans and their rights for basic needs including housing; and

WHEREAS, the 2021 Point in Time Count found that there were 213 unsheltered houseless persons in Hillsboro and that the population of houseless persons in 2020 was 101; and

WHEREAS, the City recognizes that there is a persistence and increasing number of people experiencing unsheltered living within the City that requires a spectrum of responses; and

WHEREAS, the City is taking steps to help alleviate the affordable housing crisis in the City through direct action and in partnership with County, Regional, State, Federal, Agencies, and private organizations; and

WHEREAS, the City of Hillsboro desires to create a camping program to allow individuals and families that are temporarily experiencing the effects of houselessness to camp in relatively safe and sanitary locations; and

WHEREAS, the City desires to discourage camping in areas where such activities create unsafe and unsanitary living conditions, which can threaten the general health, welfare and safety of both the campers and the larger community; and

WHEREAS, the City desires to encourage the active participation of all concerned persons, organizations, businesses and public agencies to work in partnership with affected individuals and families to address the short and long-term impacts of houselessness in the community.

Updates to Section 1.01.020

Updates the definition of "camp" and "camping"

New Language

CAMP or **CAMPING**, to pitch, erect, create, use, or occupy camp facilities for the purposes of habitation, as evidenced by the use of camp paraphernalia.

CAMP FACILITIES, include, but are not limited to, tents, huts, temporary shelters, lean-tos, shacks, or any other structures, vehicles or parts thereof.

CAMP PARAPHERNALIA, includes, but is not limited to, tarpaulins, cots, beds, sleeping bags, blankets, mattresses, hammocks, or non-city designated cooking facilities and similar equipment.

Updates to Section 6.12.040

This section of the code regulates activities around parking, storing or residing in RVs or trailers on public streets/private property

Adds the phrase "Unless otherwise authorized by this Code" before this section.

Updates to Section 9.32.060

Strikes the word
"overnight" from
camping language
specific to Parks

New Language

. The following activities are prohibited within parks unless specifically authorized by this Code or the PRC:

1. ~~Overnight~~ Camping;
2. The production of live music;
3. Organized gatherings or events involving 50 or more people unless they are within areas available for rent;
4. Vending activities;
5. The use of fireworks. (Ord. 6215 § 4, 2017)

Updates to Section 9.44

Repeals this section and replaces with language added in a new Exhibit A.

Current Language

“No person may camp in or upon any place where the general public has access or under a bridgeway or viaduct, unless otherwise specifically authorized by this code or by declaration of the manager in emergency circumstances.”

Exhibit A Language

9.44.02: Adds Temporary Camp Language

Property owners may establish temporary camping locations of up to 3 vehicles or tents on specific types of property (up to 1 tent or vehicle on residential properties), provided sites are registered with the city and all requirements are followed.

Exhibit A Language

9.44.03: Prohibited Camping

1. All Camping prohibited except as outlined in this Exhibit
2. Camping **allowed** overnight on city owned property in Hillsboro from **sunset until 30 min after sunrise**, with some exceptions (as determined in City Manager's Guidelines). Exceptions where camping would not be allowed under consideration/used by other cities could include/not limited to:

- Near Schools
- In certain zones
- On Wastewater treatment and water quality/reservoir sites
- On sensitive ecological areas
- In active community parks
- Around buildings/lots actively used for city/public functions (such as fire stations, Libraries, Public Works or other public use buildings)
- Near active shelter sites

Exhibit A Language

9.44.03: Prohibited Camping Continued

3. Allows for sanctioned camps following a stricter set of requirements.
 - A "sanctioned campsite" is defined as the area within any public or private property that has been established for temporary camping by individuals and has received written approval from the manager.
 - Examples of regulations on sanctioned campsites:
 - Must include designated sleeping areas, regularly serviced trash and recycling receptacles and restroom facilities
 - No charge for the use of the sanctioned campsite;
 - Be operated by a qualified operator such as the city or another local government or an organization with at least two years' experience operating sanctioned campsites or emergency shelters

4. Disallows the storage of personal property, including camp facilities and camp paraphernalia, on any city property between thirty minutes after sunrise to sunset.

- Except as otherwise authorized by this Code or by the manager.

Exhibit A Language

9.44.040: Penalties, enforcement and rulemaking.

- A violation of this subchapter is may result in the assessment of an appropriate penalty under HMC 1.08 (this is the same as current language)
- The manager may adopt administrative rules to implement any of the provisions of this subchapter.
- In addition to any other penalties that may be imposed, any property used for camping in a manner not authorized by this subchapter or other provisions of this Code shall constitute a public nuisance and may be abated as such.

Timeline

- **January through March 2023**
 - Hillsboro Camping Ordinance Planning Workgroup Convenes:
 - Planning, logistics, content, and execution for community engagement surrounding the Camping Ordinance Updates
- **March 2023**
 - Engage Hillsboro project page launches with engagement opportunities:
 - Camping Rules Survey
 - Questions & Answers
 - Opportunities to stream the workgroup meetings and read discussion topics
- *Camping Ordinance Workgroup Session 1: Education*
 - March 31, 10 am to 3 pm: [Watch session 1 on Zoom](#)

April 2023

•Camping Rules Survey Closes April 7, 2023

- Results will be shared with City staff and the Camping Ordinance Workgroup
- Survey results will be published here

•Workgroup Session 2: Community Input

- April 14, 10 am to 3 pm: [Watch Session 2 on Zoom\(External link\)](#)

May 2023

•City Council Meeting: May 2, 7 pm(External link)

- City staff report to City Council with feedback from Camping Rules Survey, Questions & Answers, and Camping Ordinance Workgroup Sessions 1 & 2

•City Council Meeting: May 16, 7 pm(External link)

- City staff report to City Council and share a final draft of the camping ordinance updates prepared by the Camping Ordinance Workgroup

•Workgroup Session 3: Reporting & Outreach

- May 26, 10 am to 3 pm: [Watch Session 3 on Zoom\(External link\)](#)

June & July 2023

•(External link)(External link)City Council Meeting: June 6, 7 pm(External link)

- First reading of updated ordinance

•City Council Meeting: June 20, 7 pm(External link)

- Second reading and adoption of updated ordinance

•July 1: Implementation of updated camping ordinances

That was a lot!

Thank you