



Sam  
Adams  
Mayor

Tom  
Miller  
Director

**DATE:** June 8, 2012

**TO:** Mayor Sam Adams

**FROM:** Dave McEldowney, Right of Way Acquisition Manager

**RE:** Set Public Hearing Date to Vacate a Portion of NW Vaughn St west of NW 33<sup>rd</sup> Ave  
– Staff Supplemental Report

**1. Ordinance Title:**

Set a hearing date, 9:30 a.m. Wednesday, JUL 18 2012, to vacate a portion of NW Vaughn St west of NW 33<sup>rd</sup> Ave (Report; VAC-10076)

**2. Contact Name, Department, & Phone Number:**

Karl N. Arruda, Right of Way Acquisition, 503-823-7067

**3. Requested Council Date: June 20, 2012**

**Consent Agenda Item:**  X  **or** **Regular Agenda Item:** \_\_\_\_\_

*Explain why this does or does not require a presentation or Council discussion:*

Public testimony will be taken at the public hearing.

**EMERGENCY ITEM (answer below):** \_\_\_\_\_ **or** **NON-EMERGENCY ITEM:**  X

*If emergency, why does this need to take effect immediately:*

**4. History of Agenda Item/Background:**

A petition to vacate a portion of NW Vaughn Street was certified by the City Auditor's Office on May 2, 2011. The street vacation is proposed in order to consolidate property. If the vacation is approved, the petitioners may consider constructing a garage on this piece of land. The proposed vacation is depicted on Exhibit 1 attached hereto.

Comments were solicited from City Bureaus, government agencies, public utilities and affected neighborhood associations. No substantive objections were received.

The Planning and Sustainability Commission reviewed and approved the proposed street vacation on February 14, 2012.

An Engineer's Report was completed on May 8, 2012, recommending approval of the street vacation, subject to certain conditions and reservations. The Report, inclusive of the Planning and Sustainability Commission recommendation, will be forwarded to your office under separate cover, along with a recommended Street Vacation Ordinance for consideration by City Council.

1120 S.W. 5th Avenue, Suite 800 • Portland, Oregon, 97204-1914 • 503-823-5185  
FAX 503-823-7576 or 503-823-7371 • TTY 503-823-6868 • [www.portlandoregon.gov](http://www.portlandoregon.gov)

ORS 271.120 requires that a public hearing be held prior to City Council taking action on the street vacation request. This memo is to serve as a formal request to schedule the required public meeting. The Office of the City Auditor will publish and post notice of the scheduled public hearing. The public notice will provide information on how to obtain information about the proposed street vacation, including copies of the Engineer's Report and Planning and Sustainability Commission Recommendation.

**5. Purpose of Agenda Item:**

The purpose of this request is to schedule a public hearing for consideration of the proposed street vacation request.

**6. Legal Issues:**

None.

**7. What Individuals or Groups Are or Would Be Opposed to This Ordinance?**

No opposition to this street vacation request is expected.

**Supportive?**

PBOT staff is supportive of this street vacation request.

**8. How Does This Relate to Current City Policies?**

This action is consistent with current City policies (City Code Chapter 17.84).

**9. Community Participation:**

Comments were solicited from affected neighborhood associations and public utilities.

**10. Other Government Participation:**

Comments were solicited from City Bureaus and government agencies.

**11. Financial Impact:**

*How much money is involved?* Approximately \$8,850.

*Where are these funds coming from?* Petitioners, Paul Marten and Christyne Marten.

Funds are available in the Transportation Operating Fund, 9TR000001606, FY 2011-2012 Budget.

Agenda No.  
**REPORT NO.**

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<p style="text-align: center;"><b>INTRODUCED BY</b> Commissioner/Auditor: <b>MAYOR SAM ADAMS</b></p> <hr/> <p><b>COMMISSIONER APPROVAL</b> <i>Charles for Mayor Adams</i> Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <hr/> <p style="text-align: center;"><b>BUREAU APPROVAL</b></p> <p>Bureau: Bureau of Transportation Group Manager: Greg Jones Development &amp; Capital Program Other: <i>Greg Jones</i></p> <p>Prepared by: Karl Arruda: slg <i>KA.</i> Date Prepared: May 25, 2012</p> <hr/> <p>Financial Impact &amp; Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <hr/> <p>Council Meeting Date <b>June 20, 2012</b></p> <hr/> <p><b>City Attorney Approval</b></p>	<p>CLERK USE: DATE FILED <u>JUN 15 2012</u></p> <hr/> <p style="text-align: right;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <hr/> <p><b>ACTION TAKEN:</b> <b>JUN 20 2012 ACCEPTED</b></p>
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<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p><b>CONSENT</b> <input checked="" type="checkbox"/></p>
<p><b>REGULAR</b> <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Saltzman	_____	
4. Leonard	✓	
Adams	✓	