

IMPACT STATEMENT

Legislation title:

Amend Floating Structures Code to add administrative appeal provisions, revise external Appeal Board provisions to conform to the State Building Codes, add term limits to Boards, delete obsolete provisions and make other technical changes (Ordinance; amend Code Title 28)

Contact name: Nancy Thorington, BDS

Contact phone: 503-823-7023

Presenter name: Nancy Thorington

Purpose of proposed legislation and background information:

- A. Codifies the scope and authority of the Bureau of Development Services' Administrative Appeal Board, which hears appeals for permit applicants who are aggrieved by a decision of BDS acting as the Building official of the interpretation or administration of the State Building Codes or who want to request a modification to the strict interpretation of the Building Codes or consideration of an alternate method, design or material of construction or equipment.
- B. Amends provisions of Title 28 to consolidate the Floating Structures Board of Appeal and Floating Structures Appeal Group into a single Floating Structures Board of Appeal and to conform the Title to the State Building Codes and add term limits to the Board.
- C. Amends Title 28 to make appointments to and term limits of the River Community Advisory Committee consistent with other BDS advisory boards and commissions.
- D. Amends Title 28 to delete obsolete provisions and make minor language changes to correct technical errors and improve internal consistency.

Financial and budgetary impacts:

No additional revenue or expenses are anticipated with the proposed code amendments. The amendments codify the existing Administrative Board of Appeal, consolidate two overlapping appeal bodies, add term limits to BDS Floating Structure Code Board of Appeal and River Community Advisory Committee, make the language relating to the Board consistent with the State Building Codes, delete obsolete provisions in these titles and make other minor technical changes. No new positions will be required as a result of the proposed amendments.

Community impacts and community involvement:

Very few impacts are anticipated because most of this ordinance involves codifying or clarifying existing practices and cleaning up Title 28 to make it internally consistent and consistent with State Building Codes and making other technical changes.

BDS staff worked closely with the River Community Advisory Committee on these amendments, which the Committee approved unanimously at its November 12, 2015, meeting.

Budgetary Impact Worksheet

Does this action change appropriations?

- YES:** Please complete the information below.
- NO:** Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount



City of Portland, Oregon
Bureau of Development Services
Office of the Director

FROM CONCEPT TO CONSTRUCTION

Dan Saltzman, Commissioner
Paul L. Scarlett, Director
Phone: (503) 823-7308
Fax: (503) 823-7250
TTY: (503) 823-6868
www.portlandoregon.gov/bds

March 30, 2016

187664

To: Mayor Hales
Commissioner Fish
Commissioner Fritz
Commissioner Novick
Commissioner Saltzman

From: Paul L. Scarlett, Director
Bureau of Development Services

PLS

Regarding: Proposed City Code revisions to amend Title 28 (Floating Structures) to add administrative appeal provisions, revise appeal board provisions to conform to the State Building Code, add term limits to the appeal board and River Community Advisory Committee, and make other minor technical changes

Background

As part of its administrative duties and as required by the State of Oregon Building Codes, the Bureau of Development Services (BDS) is required to provide an administrative appeal process for building permit applicants who are aggrieved by BDS decisions related to the interpretation and administration of the Building Codes or who want to request a modification to the strict interpretation of the Building Codes or consideration of an alternate material, design or method of construction or equipment. BDS currently has an internal Administrative Appeal Board that performs these functions. This ordinance codifies the scope of authority of the Administrative Appeal Board and procedures for filing appeals to the Administrative Appeal Board.

Title 28 currently provides for a Floating Structure Code Board of Appeal and a Floating Structures Appeal Group. The Floating Structure Code Board of Appeal consists of members of the Floating Structures Appeal Group and members of the Building Code Board of Appeal. This ordinance consolidates those bodies into a single Floating Structures Code Board of Appeals. In addition, the provisions of Title 28 governing the Floating Structures Board of Appeal are outdated and need to be revised to conform to the State Building Codes. This ordinance also contains provisions that add term limits for the Floating Structures Board of Appeal members to be consistent with external appeal boards in other City Code titles.

Title 28 creates the River Community Advisory Committee, a citizen advisory board representing members of the community who own and occupy floating structures, that provides input and recommendations to the BDS Director on matters that impact the floating structures community. This ordinance makes appointments to and terms of the River Community Advisory Committee consistent with other BDS advisory boards and commissions.

In addition to the above, this ordinance deletes obsolete provisions and makes minor language changes to correct technical errors and improve internal consistency in Title 28.