

ORDINANCE No. 183679

*Implement the temporary suspension of system development charges for the construction or conversion of structures to accessory dwelling units (Ordinance; amend Code Section 17.15.050)

The City of Portland ordains:

Section 1. The Council finds:

1. On March 3, 2010, Council adopted Resolution No. 36766 to allow for suspension of systems development charges for Portland Parks and Recreation, Bureau of Environmental Services, Bureau of Transportation, and Water Bureau for the construction of accessory dwelling units or the conversion of structures to accessory dwelling units until June 30, 2013.
2. Resolution No. 36766 directed the Portland Bureau of Transportation to return to City Council with the changes necessary to implement this resolution by April 15, 2010.
3. The Portland Bureau of Transportation must amend City Code 17.15.050 to provide a waiver of SDCs for any newly permitted and constructed ADU conforming to the Title 33 definition of an ADU. This waiver should apply to all complete building permit submittals for ADUs between April 15, 2010 and June 30, 2013, provided that the new ADU receiving a waiver obtains an occupancy permit no later than June 30, 2014.

NOW, THEREFORE, the Council directs:

a. Amend City Code Section 17.15.050, Partial and Full Exemptions as follows:

H. Any newly permitted and constructed accessory dwelling unit (ADU) conforming to the Title 33 definition of an ADU will receive a waiver of SDC fees if a complete building permit application is submitted for the ADU from April 15, 2010 through June 30, 2013, provided that the new ADU receiving a waiver obtains an occupancy permit no later than June 30, 2014. If an occupancy permit is not obtained by June 30, 2014, an occupancy permit will not be issued until the SDCs are paid at the rates in effect at the time the occupancy permit is issued.

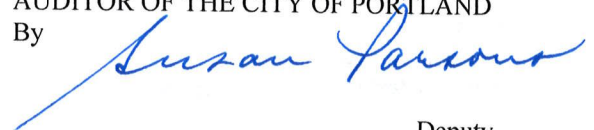
I H. For New Development which includes a mix of exempt and non-exempt forms of development, the applicable exemption(s) shall apply only to that portion of the New Development to which the exemption applies.

Section 2. The Council declares that an emergency exists to comply with the Council directives of Resolution No. 36766, and eliminate barriers to the achievement of City density and affordable housing goals; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, APR 14 2010

Mayor Sam Adams
Prepared by: Rich Eisenhauer:slg
Date Prepared: April 5, 2010

LaVonne Griffin-Valade
AUDITOR OF THE CITY OF PORTLAND
By



Deputy

500
Agenda No. **ORDINANCE NO. 183679**
Title

*Implement the temporary suspension of system development charges for the construction or conversion of structures to accessory dwelling units (Ordinance; amend Code Section 17.15.050)

<p>INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS <i>K. Saltzman on behalf of Mayor Adams</i> COMMISSIONER APPROVAL</p> <p>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> <p>BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: <i>WISA</i> Prepared by: Rich Eisenhauer Date Prepared: 4-5-10 <i>gllw</i></p> <p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date April 14, 2010</p> <p>City Attorney Approval <i>PK</i></p>	<p>CLERK USE: DATE FILED <u>APR 09 2010</u></p> <p>LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>Susan Larson</i> Deputy</p> <p>ACTION TAKEN:</p>
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AGENDA

TIME CERTAIN
Start time: _____

Total amount of time needed: _____
(for presentation, testimony and discussion)

CONSENT

REGULAR
Total amount of time needed: _____
(for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	<input checked="" type="checkbox"/>	
2. Fish	2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>	
4. Leonard	4. Leonard	<input checked="" type="checkbox"/>	
Adams	Adams	<input checked="" type="checkbox"/>	