

ORDINANCE No. 183684

*Implement the temporary suspension of system development charges for qualified accessory dwelling units relating to sewer and drainage rates and charges for FY 2009-2010 (Ordinance; amend Ordinance No. 182841)

The City of Portland ordains:

Section 1. The Council finds:

1. On March 3, 2010, Council adopted Resolution No. 36766, directing the amendment of City regulations to provide that any newly permitted and constructed ADU conforming to the Title 33 definition of an ADU be entitled to a waiver of the SDC fees until June 30, 2013.
2. The Council further directed that the waivers should apply to all complete building permit submittals for ADU's between the date this resolution is implemented and June 30, 2013, provided that the new ADU receiving a waiver obtains an occupancy permit no later than June 30, 2014.
3. The Council directives require an immediate replacement of Exhibit A of Ordinance No. 182841 relating to sewer and drainage rates and charges for FY 2009-2010. The replacement Exhibit A will include the following additional text:

D. Sewage System Development Charges

4. System Development Charge Exemptions

i. Affordable Housing

Qualified affordable housing developments will be exempt from all or part of required sanitary and stormwater system development charges.

ii. Auxiliary Dwelling Units

Until June 30, 2013, Sanitary and stormwater development charges will be suspended for accessory dwelling units (ADU's), as defined by City Code Chapter 33.205 provided:

- i) the building permit submittal for the ADU is completed between April 14, 2010 and June 30, 2013, and**
- ii) an occupancy permit for the ADU is obtained no later than June 30, 2014.**

4. The Director of the Bureau of Environmental Services shall adopt administrative rules as needed, consistent with these Council directives, and in a manner that ensures the consistent and coordinated administration of development review and permitting services. The administrative rules shall include provisions for the recovery of exempted SDCs from permittees who do not comply with the conditions of occupancy required by Council.

NOW, THEREFORE, the council directs:

- a. Exhibit A of Ordinance No. 182841 is replaced by Exhibit A of this ordinance.
- b. This ordinance and exhibit are binding City policy.

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,
Dan Saltzman
Commissioner of Public Affairs

Dan Vizzini / Sam Murray
April 1, 2010

APR 14 2010

LaVonne Griffin-Valade
Auditor of the City of Portland
By




Deputy

140

508
Agenda No.
ORDINANCE NO. 183684
Title

*Implement the temporary suspension of system development charges for qualified accessory dwelling units and replace Exhibit A of Ordinance No. 182841 relating to sewer and drainage rates and charges for FY 2009-2010 (Ordinance); *amend*

<p>INTRODUCED BY Commissioner/Auditor: Dan Saltzman</p> <p>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 <i>Saltzman 9/8</i></p> <p>Position 4/Safety - Leonard</p> <p>BUREAU APPROVAL</p> <p>Bureau: Environmental Services Bureau Head: Dean Marriott <i>Dean Marriott</i></p> <p>Prepared by: Dan Vizzini / Sam Murray Date Prepared: April 1, 2010</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 checked="" type="checkbox"/> No <input 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 style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>Susan Parsons</i> Deputy</p> <p>ACTION TAKEN:</p> <div style="text-align: center; margin-top: 50px;">  </div>
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AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <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	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	