

ORDINANCE No. 184698

*Authorize the Bureau of Transportation to execute a Permit of Entry with TriMet for the Willamette Shoreline right of way, associated with reconstruction of SW Moody Ave (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The general characteristics of the SW Moody Avenue Improvements Project are to construct approximately 3,200 linear feet of SW Moody Avenue from approximately SW River Parkway to SW Gibbs Street. SW Moody Avenue will include three traffic lanes, dual streetcar tracks, and pedestrian and bicycle facilities. The roadway will be elevated with an additional 14 feet of fill, allowing developers of adjacent brownfields to offer "tuck under parking" without disturbing capped contaminated areas. The elevated street also integrates mixed-use developments with street-level transit facilities, encouraging transit ridership and reducing auto trips. SW Moody Avenue is the main access point to the district. The new construction will increase roadway capacity and introduce urban development standards such as fiber optic, sewer, stormwater and water infrastructure to support future development. Rendering large parcels adjacent to SW Moody Avenue developable and incorporating additional transit modes along SW Moody Avenue will be vital to the economic success of the South Waterfront district. This investment in roadway and streetcar facilities also supports the Portland-Milwaukie Light Rail extension and streetcar extensions including the Close the Loop (connecting eastside and westside streetcar lines) and the Portland to Lake Oswego lines.
2. The Council previously authorized the Bureau of Transportation to acquire temporary easements necessary for construction of the SW Moody Avenue Improvements. Ordinance No. 184282, adopted December 8, 2010. Rights to enter the rail right-of-way is additionally necessary for the work to proceed.
3. TriMet, as authorized agent for the Willamette Shoreline Consortium, has agreed to convey the necessary Permit of Entry to allow construction to proceed, subject to a requirement that the City provide indemnification.

NOW, THEREFORE, the Council directs:

- a. The Director of the Bureau of Transportation is authorized to execute the Permit of Entry with the Willamette Shoreline Consortium, in the form attached to this Ordinance.

Section 2. The Council declares that an emergency exists because delay in property access acquisition at this location will result in a construction delay of the SW Moody Avenue Improvements: SW River Parkway to SW Gibbs Street Project; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, JUN 29 2011

Mayor Sam Adams
Prepared by: Chris Armes:slg
Date Prepared: June 14, 2011

LaVonne Griffin-Valade
Auditor of the City of Portland

By



Deputy

Agenda No. **184698**
ORDINANCE NO.
 Title

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<p>INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS <i>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>Chris Armas</i> Prepared By: Chris Armas:slg Date Prepared: June 14, 2011</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 June 29, 2011</p> <p>City Attorney Approval</p>	<p>CLERK USE: DATE FILED <u>JUN 24 2011</u></p> <p style="text-align: right;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>faulstich</i> Deputy</p> <p>ACTION TAKEN:</p>
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AGENDA
<p>TIME CERTAIN <input type="checkbox"/> 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"/> 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	✓	