



Charlie
Hales
Mayor

John
Widmer
Interim
Director

DATE: February 13, 2013
TO: Mayor Charlie Hales
FROM: David McEldowney, Right-of-Way Acquisition Manager
RE: **Public Hearing for consideration of a street vacation request for a portion of SW Moody Dr north of Ross Island Bridge – Staff Supplemental Report**

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1. **Ordinance Title:** Set a hearing date, 9:30 a.m. Wednesday, APR 10 2013, to vacate a portion of SW Moody Dr north of Ross Island Bridge (Report; VAC-10084)
 2. **Contact Name, Department, & Phone Number:**
Lance Lindahl, Right-of-Way Acquisition, 503-823-7465
 3. **Requested Council Date:** February 27, 2013
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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 request to vacate a portion of SW Moody Drive north of Ross Island Bridge was received by the Bureau of Transportation on July 21, 2011. The street vacation is proposed in order to assemble it to the TriMet property and use it in conjunction with the SW Moody realignment and the Portland to Milwaukie Light Rail Project. A small portion of the area to be vacated will revert to ODOT. 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 June 12, 2012.

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FAX 503-823-7576 • TTY 503-823-6868 • www.portlandoregon.gov/transportation

An Engineer's Report was completed on September 5, 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.

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?

None.

Supportive?

PBOT staff is supportive of this 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.

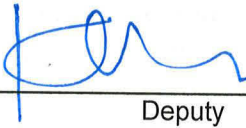
11. Financial Impact:

How much money is involved? Approximately \$7,500.

Where are these funds coming from? Funds for this action were charged to the Portland to Milwaukie Light Rail Project T00138.SV46.

Agenda No.
REPORT
Title

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<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: MAYOR CHARLIE HALES</p> <hr/> <p style="text-align: center;">COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p> <hr/> <p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program</p> <p>Prepared by: Lance D. Lindahl Date Prepared: January 28, 2013</p> <hr/> <p>Financial Impact & Public Involvement Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <hr/> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <hr/> <p>Council Meeting Date February 27, 2013</p> <hr/> <p>City Attorney Approval</p>	<p>CLERK USE: DATE FILED <u>FEB 22 2013</u></p> <hr/> <p style="text-align: right;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By:  Deputy</p> <hr/> <p>ACTION TAKEN:</p> <p style="font-size: 1.2em;">FEB 27 2013 ACCEPTED</p>
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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. Novick	4. Novick	✓	
Hales	Hales	✓	