

ORDINANCE No. 188039

Approve application under the Multiple-Unit Limited Tax Exemption Program for Koz 16th and Marshall located at 1015, 1033 and 1039 NW 16th Ave (Ordinance)

The City of Portland ordains:

Section 1. The Council finds that:

1. On behalf of the City of Portland, the Portland Housing Bureau (PHB) administers the Multiple-Unit Limited Tax Exemption (MULTE) Program, authorized under ORS 307.600-307.637 and City Code Chapter 3.103.
2. The MULTE Program provides a ten-year property tax exemption on the residential portion of the structural improvements as long as program requirements are met. During the exemption period, property owners are still responsible for payment of the taxes on the assessed value of the land and any commercial portions of the project, except for those commercial improvements deemed a public benefit and approved for the exemption.
3. The MULTE Program has an annual cap limiting the approval of new property tax exemptions to no more than three million dollars of new estimated foregone revenue. There is sufficient cap remaining for the 2016 calendar year to include this application. The requirements of the program are defined in City Code and Administrative Rules.
4. PHB received a request for a ten-year property tax exemption for Koz 16th and Marshall located at 1015, 1033 and 1039 NW 16th Ave. The application proposes to provide 26 of the project's 127 units, which is 20 percent, to households earning no more than 60 percent of median family income. Those households will continue to be qualified tenants as long as their income remains below 80 percent of median family income.
5. PHB has the responsibility for reviewing compliance of approved applications with the minimum MULTE program requirements and has concluded that the application for Koz 16th and Marshall does indeed meet the minimum 20 percent affordability threshold of the program. Additionally, the project has demonstrated the required financial need to receive the tax exemption in order to provide the income restricted units, is providing the required additional public benefits detailed in Exhibit A, as well as is within the designated MULTE eligible area of the City.
6. On, July 28, 2016, the PHB Housing Investment Committee reviewed and recommended approval to the PHB Director that the Koz 16th and Marshall application meets the basic program threshold criteria. The Portland Housing Advisory Council held a hearing where the application was presented to the public.

NOW, THEREFORE, the Council directs:

- a. The request for a ten-year property tax exemption under the Multiple-Unit Limited Tax Exemption authorized by Chapter 3.103 of the Municipal Code of the City of Portland, Oregon, and ORS 307.600-637 is hereby approved for the residential portion of the structural improvements of Koz 16th and Marshall.
- b. Approval of the Koz 16th and Marshall application is provided subject to the project meeting the following conditions:
 1. The project must provide 20 percent of its units as affordable to households earning no more than 60 percent of the median family income as established annually by the U.S. Department of Housing and Urban Development. The units affordable to and restricted to occupancy by low- to moderate-income households will reflect the unit-mix in the project.
 2. The application will comply with the program requirements established in City Code Chapter 3.103, including the requirement that the owner sign an Extended Use Agreement and report annually to PHB each tax year that the exemption is in effect.
 3. The project must provide all of the public benefits as described in Exhibit A.
- c. PHB shall provide copies of this Ordinance to the Multnomah County Tax Assessor as prescribed by City Code Section 3.103.050 (A).
- d. If, after the Project is approved for the MULTE, and prior to construction being completed, the Project owner needs to make changes to the application submitted that would reduce the number, percent or distribution of affordable units in the Project, or the approved public benefits provided, the project owner must submit a formal restructure request. Restructures will be reviewed by staff, presented to PHB's Housing Investment Committee, and if recommended, to PHB's Director for submittal to City Council for approval. If changes to the Project are minor and would result in substantially the same Project, PHB may allow slight variances to what was approved without a formal restructure request.

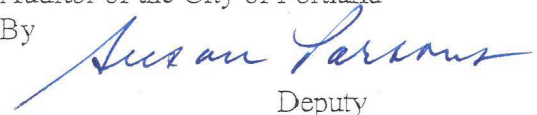
OCT 12 2016

Passed by the Council:

Commissioner Dan Saltzman
Prepared by: Dory Van Bockel
Date Prepared: September 9, 2016

Mary Hull Caballero
Auditor of the City of Portland

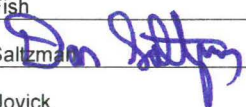
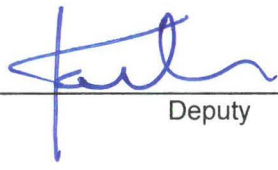

By



Deputy

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Agenda No.
ORDINANCE NO. 188039
Title

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INTRODUCED BY Commissioner/Auditor: Dan Saltzman	CLERK USE: DATE FILED <u>SEP 27 2016</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman  Position 4/Safety - Novick	Mary Hull Caballero Auditor of the City of Portland By:  Deputy ACTION TAKEN: OCT 06 2016 PASSED TO SECOND READING OCT 12 2016 9:30 A.M. OCT 12, 2016 RESCHEDULED TO OCT 12, 2016 AT 3:00 PM
BUREAU APPROVAL Bureau: Portland Housing Bureau Bureau Head: Kurt Greager Prepared by: Dory Van Bockel Date Prepared: September 9, 2016 Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> City Auditor Office Approval: N/A City Attorney Approval:  Council Meeting Date October 5, 2016	

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: Total amount of time needed: (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 5 min (for presentation, testimony and discussion)

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	✓	