

ORDINANCE No. 188234

Remove conditions on the operation of a loading dock door serving a building located at 701 SW Broadway. (Ordinance; amend Ordinance No. 141936)

The City of Portland ordains:

Section 1. The Council finds:

1. Ordinance No. 141936 (attached to this ordinance as Exhibit A) was approved by Council on June 24, 1976. The ordinance granted a revocable permit to construct and operate a loading dock on SW Park Avenue to serve the building located at 701 SW Broadway, which is currently occupied by a Nordstrom department store.
2. Section a(3) of Ordinance No. 141936 requires all loading and related facilities and improvements to be concealed by a closed door between the hours of 7:30 a.m. to 12 a.m. This restriction was intended to benefit a restaurant that was located across the street from the loading dock in 1976 when the ordinance was passed.
3. Presently, the former restaurant site is occupied by the Park Avenue West building, a large multi-story development recently constructed directly across from the SW Park Avenue loading dock. The loading dock door-closure restriction is no longer required because the restaurant has relocated and the Park Avenue West building's primary loading dock now faces the SW Park Avenue loading dock.
4. This amendment to Ordinance No. 141936 is requested and supported both by the business occupying the 701 SW Broadway building and the Portland Business Alliance.

NOW, THEREFORE, the Council directs that:

- a. Ordinance No. 141936 is amended by deleting section a(3) in its entirety.
- b. All other terms and provisions of Ordinance No. 141936 remain the same and are not affected by this amendment.

Passed by the Council, FEB 15 2017

Mary Hull Caballero
Auditor of the City of Portland

Commissioner: Dan Saltzman
Prepared by: Kelly Sills: tlck
Date Prepared: December 23, 2016

By 
Deputy

Agenda No. **188234**
ORDINANCE NO.
 Title

Amend Ordinance No. 141936 to remove conditions on the operation of a loading dock door serving a building located at 701 SW Broadway. (Ordinance; amend Ordinance No. 141936)

<p>INTRODUCED BY Commissioner/Auditor: DAN SALTZMAN</p>	<p>CLERK USE: DATE FILED <u>JAN 31 2017</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration-Wheeler</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman <i>Dan Saltzman</i></p> <p>Position 4/Safety - Eudaly</p>	<p>Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u><i>Mary Hull Caballero</i></u> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: Transportation</p> <p>Transportation Systems Management</p> <p>Asst Bureau Director: Chris Walmer <i>Chris Walmer</i></p> <p>Group Manager: Dave Benson <i>Dave Benson</i></p> <p>Division Director: Malisa McCreedy <i>Malisa McCreedy</i></p> <p>Prepared by: Kelly Sills: tlck <i>Kelly Sills</i></p> <p>Date Prepared: December 29, 2016</p>	<p>ACTION TAKEN:</p> <p>FEB 08 2017 PASSED TO SECOND READING FEB 15 2017 9:30 A.M.</p>
<p>Impact Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>City Auditor Office Approval: required for Code Ordinances</p>	
<p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>of</i></p>	
<p>Council Meeting Date February 1, 2017</p>	

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time:</p> <p>Total amount of time needed: 5 MIN (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. Eudaly	4. Eudaly _____	
Wheeler	Wheeler ✓	