

SUBSTITUTE

ORDINANCE No. 187832 As Amended

Adopt a new Comprehensive Plan for the City of Portland, Oregon, which replaces and supersedes the Comprehensive Plan adopted with Ordinance 150580 and amend certain ordinances (Ordinance; amend Ordinance Nos. 161770, 165861 and 177028)

The City of Portland ordains:

Section 1. The Council finds:

1. Portland's *Comprehensive Plan* describes how the City can accommodate future growth and development. To do this well, the plan must be regularly updated and these updates must be based on good facts and sound analysis.
2. Ordinance No. 150580 adopted Portland's *Comprehensive Plan* almost 36 years ago, on October 16, 1980. All three parts of the *Comprehensive Plan*, the Plan Map, the Plan Policies, and the List of Significant Projects, are in need of update.
3. The Transportation Element of the *Comprehensive Plan* was first adopted by Ordinance No. 165851 on September 23, 1992, and later expanded with adoption of the *Transportation System Plan* by Ordinance No. 177028 on October 30, 2002.
4. Extensive community involvement is required and has been conducted for the update of all components of the City's *Comprehensive Plan*.

Fulfillment of Periodic Review Requirements

5. Portland's *Comprehensive Plan* is being updated within the structure of a state-mandated process called "periodic review."
6. The City undertook a self-evaluation and determined updates were warranted for all three parts of the *Comprehensive Plan*: the policies, the map and the list of projects. The City Council adopted Resolution No. 36626 on August 6, 2008, which forwarded a proposed periodic review work program to the Oregon Department of Land Conservation and Development (DLCD). The Land Conservation and Development Commission (LCDC) approved the City's proposal with minor modifications on September 30, 2009.
7. Portland's work program is organized into the following five tasks.
 - Task I, Community Involvement Plan
 - Task II, Inventory and Analysis
 - Task III, Consideration of Alternatives
 - Task IV, Policy Choices
 - Task V, Implementation

8. Under Periodic Review Task I – Community Involvement Plan a Community Involvement Committee (CIC) was established with a continuing obligation to help “ensure, meaningful, timely, and sufficient community participation in all phases of plan update.” This committee is also charged with submitting a report to the City Council as each periodic review task is proposed for adoption (Task 1, Subtask C). In a companion ordinance adopted the same date as this ordinance, the City Council accepted the required report from the committee, which is a combined report for Periodic Review Tasks III and IV.
9. Task II – Inventory and Analysis required adoption of supporting documents that provide a sufficient factual basis for updating the *Comprehensive Plan*. The LCDC approved all of the City’s Task II submittal, except for five withdrawn *Economic Opportunities Analysis* documents, by Order No. 001850 (May 23, 2014). In a companion ordinance adopted the same date as this ordinance, the City Council adopted minor updates to the inventory of vacant and underutilized residential and employment land that was approved by Order No 001850, including updated estimates of remaining growth capacity.
10. Task II also required an analysis of employment-related needs and opportunities. The City prepared, submitted, but subsequently withdrew this analysis from LCDC’s review of Task II. In its order approving all other components of the Task II submission, the Oregon Land Conservation and Development Commission amended Task III of the City’s periodic work program to require resubmittal of this analysis (Task III, Subtask D). In a companion ordinance adopted the same date as this ordinance, the City Council adopted five official *Comprehensive Plan* supporting documents, which in total comprise a revised *Economic Opportunities Analysis*, to fulfill periodic review Task III, Subtask D.
11. Task III – Consideration of Alternatives requires a consequence analysis of alternative placements of housing and job growth (Task III, Subtasks A, B and C). In a companion ordinance adopted the same date as this ordinance, the City Council adopted a *Growth Scenario Report* as an official *Comprehensive Plan* supporting document to fulfill these periodic review obligations.
12. Task IV – Policy Choices requires a new public facilities plan to meet service requirements of both existing development and twenty-years of new development allowed by the *Comprehensive Plan* map (Task IV, Subtask D). In a companion ordinance adopted the same date as this ordinance, the City Council adopted a *Citywide Systems Plan* that contains complete public facilities plan elements for water, sewer, and stormwater services as an official *Comprehensive Plan* supporting document.
13. The acknowledged documents, reports and maps approved by LCDC Order No. 001850, along with the additional documents reports and maps adopted with a companion ordinance adopted the same date as this ordinance, constitute an adequate factual base for all three components of Portland’s *Comprehensive Plan*.

14. Task IV requires the City to employ its assembled factual base to make policy choices adopting at least the following work products:
- New *Comprehensive Plan Map*
 - New economic element of the *Comprehensive Plan*
 - New housing element of the *Comprehensive Plan*
 - New public facilities element of the *Comprehensive Plan*
 - New *List of Significant Projects*
 - New transportation element of the *Comprehensive Plan*

What Task IV Requirements this Ordinance Adopts

15. To fulfill Task IV periodic review obligations, this ordinance adopts a new:
- a. *2035 Comprehensive Plan* document containing a vision statement, guiding principles, and goals and policies, Exhibit B. This includes:
 - Housing goals and policies in Chapter 5, (Task IV, Subtask C)
 - Economic development goals and policies in Chapter 6 (Task IV, Subtask B)
 - b. *Comprehensive Plan Map* (Task IV, Subtask A), Exhibit C,
 - c. Public facilities goals and policies in Chapter 8 (part of Task IV, Subtask D) Exhibit B), and
 - d. List of *Significant Projects* (part of Task IV, Subtask D and E) Exhibits B and D.
16. This ordinance fulfills periodic review Task IV, Subtask E by amending the *Transportation System Plan* to adopt:
- a. New transportation goals and policies for the *Comprehensive Plan* in Chapters 3, 8 and 9 of Exhibit B,
 - b. A new list of significant transportation projects, Exhibit E, and
 - c. A corresponding financial plan, Exhibit F.

Further Findings of Fact

17. The *Comprehensive Plan* adopted by this ordinance must comply with all applicable provisions of Oregon land use law, the regional *Urban Growth Management Functional Plan*, the *Regional Transportation Plan*, and Title 33 of the *Municipal Code of the City of Portland Oregon*. These requirements have been met as explained in the findings contained in Exhibit A, which is attached and made a part of this ordinance by this reference.

Conclusion

18. For the reasons stated in the findings above, and the further findings in Exhibit A, this ordinance fulfills requirements of Task IV of the City's state-mandated periodic review order.

NOW, THEREFORE, the Council directs:

- a. The Further Findings of Fact in Exhibit A are adopted.
- b. Based on the Further Findings of Fact in Exhibit A, the “*2035 Comprehensive Plan*,” recommended by the Planning and Sustainability Commission in August 2015, as amended by City Council and contained in Exhibit B, is adopted as the City of Portland’s “Comprehensive Plan.”
- c. The *2035 Comprehensive Plan* adopted by directive “b” supersedes and replaces the comprehensive plan adopted by Ordinance No. 150580 (October 16, 1980) as amended.
- d. The “*Comprehensive Plan Map*” recommended by the Planning and Sustainability Commission in August 2015 and as amended by City Council, contained within Exhibit C, is adopted, and replaces and supersedes the map adopted by Ordinance No. 150580 (October 16, 1980) as amended.
- e. The list of significant sanitary and drainage projects contained in the List of Significant Projects, pages LP1-LP15 of the *2035 Comprehensive Plan* and attached as Exhibit B, are adopted, and replace and supersede the list of significant sanitary, drainage and water projects that were added to Ordinance No. 150580 (October 16, 1980) by Ordinance No. 161770 (April 5, 1989).
- f. The transportation goals and policies contained in Chapters 3, 8, and 9 of the *2035 Comprehensive Plan* and the Glossary of Terms of the *2035 Comprehensive Plan* and attached as Exhibit B are adopted, and replace and supersede the goals, policies and objectives contained within Chapter 2 of the *Transportation System Plan* adopted by Ordinance No. 165861 (September 23, 1992), and replace and supersede the goals, policies, objectives and glossary of terms adopted by Ordinance No. 177028 (October 30, 2002) as amended through May 2006.
- g. The list of significant transportation projects contained in Exhibit D is adopted, and supersedes and replaces the transportation projects that were added to Ordinance No. 150580 (October 16, 1980) by Ordinance No. 161770 (April 5, 1989); the projects listed in Chapter 3 of the *Transportation System Plan* adopted by Ordinance 165851 (September 23, 1992); the 20-year major transportation improvements list adopted by Ordinance No. 177028 (October 30, 2002), as amended through May 2006.
- h. The *Transportation System Plan Financial Plan* attached as Exhibit E, supersedes and replaces Chapter 14 of the *Transportation System Plan* adopted by Ordinance No. 165861 (September 23, 1992).
- i. The Bureau of Planning and Sustainability shall submit Exhibits B, C, D, and E to the Oregon Department of Land Conservation and Development for approval.

- j. The Bureau of Planning and Sustainability shall work with Metro to identify any amendments to Metro Functional Plans that may be mutually desirable to better align regional plans with the new Comprehensive Plan. The Mayor is authorized to request and seek Metro approval of such amendments.

Section 2. The directives in this ordinance shall become effective as follows: directives "a", "i", and "j" become effective 30 days after Council adoption of this ordinance and directives "b," through "h" become effective on January 1, 2018.

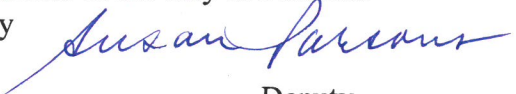
Section 3. Severability

If any section, subsection, sentence, clause, phrase, diagram or drawing contained in this ordinance, or the map, report, inventory, analysis, or document it adopts or amends, is held to be deficient, invalid or unconstitutional, that shall not affect the validity of the remaining portions. The Council declares that it would have adopted the map, report, , inventory, analysis, or document each section, subsection, sentence, clause, phrase, diagram and drawing thereof, regardless of the fact that any one or more sections, subsections, sentences, clauses, phrases, diagrams or drawings contained in this Ordinance, may be found to be deficient, invalid or unconstitutional.

Passed by the Council: JUN 15 2016

Mayor Charlie Hales
Prepared by: Al Burns, Eric Engstrom
Date Prepared: May 31, 2016

Mary Hull Caballero
Auditor of the City of Portland
By


Deputy

S-680 692

Agenda No.
Substitute ORDINANCE NO.
 Title

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INTRODUCED BY Commissioner/Auditor: Mayor Hales	CLERK USE: DATE FILED <u>MAY 31 2016</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration <i>[Signature]</i> 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: <u><i>[Signature]</i></u> Deputy
BUREAU APPROVAL Bureau: Planning and Sustainability Bureau Head: Susan Anderson <i>[Signature]</i>	ACTION TAKEN: JUN 09 2016 <i>SUBSTITUTE</i> PASSED TO SECOND READING <i>As Amended</i> JUN 15 2016 2 P.M. <i>Time Certain</i>
Prepared by: Al Burns Date Prepared: May 31, 2016	
Impact 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: required for Code Ordinances	
City Attorney Approval: <i>[Signature]</i> required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date June 9, 2016	

AGENDA
TIME CERTAIN <input checked="" type="checkbox"/> Start time: 3:00 PM Total amount of time needed: 2 Hours (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input type="checkbox"/> Total amount of time needed: _____ (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	✓	