

ORDINANCE No. 188600 As Amended

*Accept City Engineer's Report for Providence Park Stadium Expansion Above-Grade Encroachment (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Encroachments into the public right-of-way are regulated by policy included in Encroachments in the Public Right-of-Way, adopted by Portland City Council in June 1982.
2. Due to varying importance of the public right-of-way for traffic and pedestrian movements, open space, light and air, and amenities in different parts of the City, there are four specific district policies. This project falls within the "City-Wide District" policy.
3. Providence Park Stadium is a publicly-owned building that will contain a projection or arcade over the public sidewalk; the sidewalk corridor will be retained and expanded for public circulation.
4. In judging the elements of the above-grade encroachment, Portland Bureau of Transportation (PBOT) focused on preserving the sidewalk corridor, maintaining no private ownership or exclusive use of the public-right-of-way, upholding or enhancing pedestrian routes available, and public safety.
5. PBOT found that Providence Park Stadium Expansion above-grade encroachment does not diminish the pedestrian system through a combination of: expanding the average sidewalk width from 12 feet 9 inches to 14 feet 10 inches, designing the vertical clearance over the at-grade right-of-way to be 22 feet 7 inches, and ensuring the entire at-grade sidewalk corridor within this vertical clearance will be open to the public and open to the air, light, and space that is currently present along the route.
6. Providence Park Stadium Expansion is a unique design solution to programming and adjacent land use conditions, which are not replicated elsewhere in the City, and, therefore, should not become a precedent for other future above-grade encroachments.
7. Notification for the Review was sent to other agencies. No substantive objections or conditions of approval were received.
8. On August 3, 2017, the Portland Design Commission issued a formal recommendation of approval for the proposed 4,000 seat expansion of Providence Park Stadium, including removal of the existing covered seating area along SW

18th Avenue and constructing a new 100' tall covered seating expansion with support facilities. Approval is also recommended to Portland City Council for the Major Encroachment of the arcaded portion of the addition over the SW 18th Avenue right-of-way.

9. PBOT has prepared an Engineer's Report on the above-grade encroachment that will allow the revised Providence Park Stadium Expansion attached as Exhibit A.
10. This encroachment approval is specific to the adjacent land use and is voided if the adjacent approved developments are not constructed. This encroachment approval will expire five years from the date of the approval ordinance if the arcade has not been constructed.

NOW, THEREFORE, the Council directs:

- a. That the City Council accepts the Engineering Report attached as Exhibit A for an above-grade encroachment.

Section 2. The Council declares that an emergency exists because delay in approval would interrupt Providence Park's expansion construction schedule. Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: **SEP 13 2017**

Commissioner
Prepared by: Robert Haley
Date Prepared: August 7, 2017

Mary Hull Caballero
Auditor of the City of Portland

By 

Deputy

Agenda No.
ORDINANCE NO.
 Title

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INTRODUCED BY Commissioner/Auditor: COMMISSONER DAN SALTZMAN	CLERK USE: DATE FILED <u>SEP 05 2017</u>
COMMISSIONER APPROVAL Mayor—Finance & Administration - Wheeler Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman <i>[Signature]</i> Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland By: <i>[Signature]</i> Deputy
BUREAU APPROVAL Bureau: PBOT, Development Permitting & Transit Manager: Christine Leon <i>[Signature]</i> Bureau Head: Leah Treat <i>[Signature]</i> Prepared by: Robert Haley <i>[Signature]</i> Date Prepared: 8/7/2017 Supervisor: Kurt Krueger <i>[Signature]</i>	ACTION TAKEN:
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: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date 9/13/2017	

AGENDA	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
TIME CERTAIN <input checked="" type="checkbox"/> Start time: Total amount of time needed: 1 hour (for presentation, testimony and discussion)		YEAS	NAYS
CONSENT <input type="checkbox"/>	1. Fritz	1. Fritz	<input checked="" type="checkbox"/>
REGULAR <input type="checkbox"/>	2. Fish	2. Fish	<input checked="" type="checkbox"/>
Total amount of time needed: _____ (for presentation, testimony and discussion)	3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>
	4. Eudaly	4. Eudaly	<input checked="" type="checkbox"/>
	Wheeler	Wheeler	<input checked="" type="checkbox"/>