

ORDINANCE No. 188692

Amend Public Improvements Code sections on penalty for violation, permits required and permit revocation terms in support of the Bureau of Transportation right-of-way use enforcement program (Ordinance; amend Code Sections 17.100.050, 17.23.050, 17.24.016)

The City of Portland ordains:

Section 1. The Council finds:

1. On June 17, 2015, City Council adopted Resolution 37130 with the goal of Vision Zero – that no loss of life is acceptable on our city streets.
2. With unprecedented amount of construction impacting the right-of-way (ROW) and increased community uses in the streets, safe and convenient routes for all modes of travel are critical to maintain.
3. As part of Portland Bureau of Transportation's (PBOT) strategic initiative for continued investment in safety, staff reviewed ROW use programs city-wide and developed a more robust program to enforce permit conditions.
4. PBOT developed the ROW Use Enforcement Program to promote code compliance and enhance public safety through consistent enforcement actions for violations related to temporary traffic control, community street use, encroachments, and street openings.
5. PBOT seeks to align City Code with the ROW Use Enforcement Program as the safety of the traveling public and efficient resolution to code violations are priority.

NOW, THEREFORE, the Council directs:

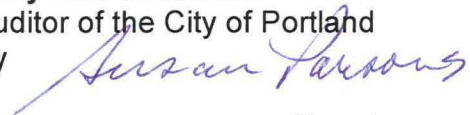
- a. Sections 17.100.050 Penalty for Violation, 17.23.050 Permits Required, and 17.24.016 Permit Revocation are amended per Exhibit A, effective January 1, 2018.
- b. The Portland Bureau of Transportation Director or designee as authorized under Portland City Code 3.12, to adopt and amend as required, administrative rules to govern the requirements of right-of-way use enforcement in substantial conformance to Exhibit B.

Passed by the Council: NOV 29 2017

Commissioner: Dan Saltzman
Prepared by: Caitlin Reff: SP
Date Prepared: 10/9/2017

Mary Hull Caballero
Auditor of the City of Portland

By



Deputy

Agenda No. **188692**
ORDINANCE NO. 188692
 Title

Public Improvements

Amend city code sections on penalty for violation, permits required, and permit revocation terms in support of the Bureau of Transportation right-of-way use enforcement program (Ordinance; Amend Code Sections 17.100.050, 17.23.050, 17.24.016)

<p>INTRODUCED BY Commissioner/Auditor: COMMISSIONER DAN SALTZMAN</p>	<p>CLERK USE: DATE FILED <u>OCT 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 Development Permitting & Transit Group Manager: Christine Leon Director: Leah Treat <i>Christine Leon</i></p> <p>Prepared by: Caitlin Reff Date Prepared: 10/9/2017 Supervisor: Christine Leon</p>	<p>ACTION TAKEN:</p> <p>NOV 08 2017 <i>RESCHEDULED TO NOV 15 9:30 A.M.</i></p> <p>NOV 15 2017 PASSED TO SECOND READING NOV 29 2017 9:30 A.M.</p>
<p>Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p>	
<p><input checked="" type="checkbox"/> City Auditor Office Approval: required for Code Ordinances <i>DLS</i></p>	
<p><input checked="" type="checkbox"/> City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>KAM</i></p>	
<p>Council Meeting Date November 8, 2017</p>	

AGENDA

TIME CERTAIN
 Start time: _____
 Total amount of time needed: _____
 (for presentation, testimony and discussion)

CONSENT

REGULAR *10 min per matt*
 Total amount of time needed: 20
 (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz <input checked="" type="checkbox"/>	
2. Fish	2. Fish <input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman <input checked="" type="checkbox"/>	
4. Eudaly	4. Eudaly <input checked="" type="checkbox"/>	
Wheeler	Wheeler <input checked="" type="checkbox"/>	