

ORDINANCE No. 189153

Authorize the Bureau of Transportation to permit construction of skystructures serving Assisted Living & Retirement Centers outside of the Central City District (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Whereas Portland City Code Chapter 17.44 regulates Street Obstructions by Ordinance No. 184957 adopted by Portland City Council effective November 25, 2011.
2. Chapter 17.44.010 states that it is unlawful for any person to erect or cause to be erected any structure in, over or upon any dedicated street area, except that Director of the Bureau of Transportation may, based on findings of necessity, grant permission for walls, fences and steps, that otherwise comply with the Code of the City.
3. Whereas the exclusion of skybridges by this chapter is designed to keep pedestrian traffic at street level and skybridges are still discouraged.
4. An assisted living facility has requested to build a skystructure to serve its residents.

NOW, THEREFORE, the Council directs:

- a. Outside of the Central City District, Type I Skystructures serving Assisted Living & Retirement Centers are exempt from the following polices found in Chapter 17.44 Street Obstructions: City Code 17.44.010, as it pertains to unlawful acts enumerated in section B.
- b. This ordinance supersedes TRN-8.01 (Major Encroachments in the Public Right-of-Way) as it relates to Type I Skystructures serving Assisted Living & Retirement Centers outside of the Central City District.
- c. This ordinance is binding City policy.

Passed by the Council SEP 05 2018

Commissioner Dan Saltzman
Prepared by: Kurt Krueger; IR
Date Prepared: June 29, 2018

Mary Hull Caballero
Auditor of the City of Portland

By 

Deputy

Agenda No.
Ordinance NO. 189153

Title

Authorize the Bureau of Transportation to permit construction of skystructures serving Assisted Living & Retirement Centers outside of the Central City District (Ordinance)

<p>INTRODUCED BY Commissioner/Auditor: <i>Commissioners Saltzman & Fritz</i></p>	<p>CLERK USE: DATE FILED <u>AUG 21 2018</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance & Administration – Wheeler</p> <p>Position 1/Utilities - Fritz <i>Amal Fritz</i></p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman <i>Don Saltzman</i></p> <p>Position 4/Safety - Eudaly</p>	<p>Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: PBOT Group: Development, Permitting and Transit Group Manager: Christine Leon <i>CL</i> Asst. Director: Chris Warner <i>AW</i></p> <p>Prepared by: Kurt Krueger ; IR <i>KDK</i> Supervisor: Christine Leon <i>CL</i> Date Prepared: June 29, 2018</p>	<p>ACTION TAKEN: AUG 29 2018 PASSED TO SECOND READING SEP 05 2018 9:30 A.M.</p>
<p>Impact Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document.</p> <p>Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p>	
<p>City Auditor Office Approval: required for Code Ordinances</p>	
<p>City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan</p>	
<p>Council Meeting Date August 29, 2018</p>	

AGENDA

TIME CERTAIN

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

CONSENT

REGULAR

Total amount of time needed: **15 minutes**
 (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. Eudaly	4. Eudaly	—	—
Wheeler	Wheeler	✓	