

ORDINANCE NO. 149087

An Ordinance directing the Hearings Officer, the Variance Committee, the Design Review Committee, the Planning Commission and the Council, if necessary, to hear and act upon the application of the Portland Development Commission for any conditional use permits, variances, design review approval, and adjustments necessary for development of a mixed-use, (retail/hotel/office), project at specific locations notwithstanding provisions of Title 33, Planning and Zoning, of the Code of the City of Portland, Oregon, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

- (1) The Council has indicated preliminary interest in and directed the Portland Development Commission to begin preliminary action to develop a mixed-use, (retail/hotel/office), project in blocks 50, 51, 60 and 61, a four-block area bounded by Fifth, Taylor, Third and Morrison Streets, Portland with the Council reserving until a later time the decision to proceed with condemnation proceedings as necessary.
- (2) Present provisions of Title 33, of the Code of the City of Portland, Oregon, require the participation of the property owner for any application for a conditional use permit, variance, design review, or adjustment for any given property.
- (3) Portland Development Commission and the Council have yet to determine whether title to the proposed sites for the mixed-use, (retail/hotel/office), project will be required.
- (4) Provision should be made to direct the hearings officer, the variance committee, the design review committee, the Planning Commission, and Council, if necessary, to act on any application for a conditional use permit, variance, design review, or adjustment necessary for construction of the mixed-use, (retail/hotel/office), project by waiving the provisions of Title 33 which prevent such application including any fee requirement.

ORDINANCE No.

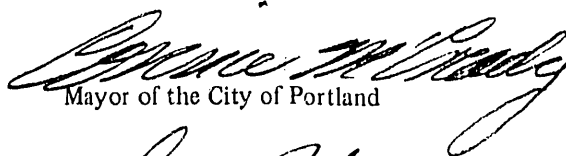
NOW, THEREFORE, the Council directs:

- (a) Notwithstanding the provisions of Title 33, Planning and Zoning of the Code of the City of Portland, Oregon which preclude such action, the Portland Development Commission is hereby authorized to apply for any conditional use permit, variance, design review adjustment or other action or permit required by Title 33 of the Code prior to construction of the mixed-use, (retail/hotel/office), project and any and all fees are hereby waived.
- (b) The hearings officer, variance committee, design review committee, Planning Commission and Council, if necessary, are hereby authorized to act on such applications as if they were in accordance with the provisions of Title 33 of the Code, notwithstanding the fact that the applicant has yet to acquire title to the property or determine that such title should be acquired.
- (c) Acceptance by the applicant of the terms and conditions of any action taken on such application without the consent of the property owner shall be effective notwithstanding any provision of Title 33, providing that applicant shall acquire possession of such property within one year of the date of approval.

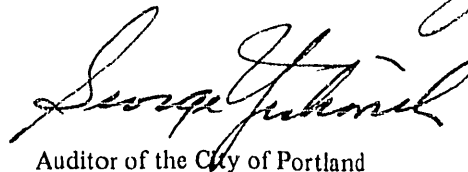
Section 2. The Council declares that an emergency exists because it is necessary to determine whether such proposed mixed-use, (retail/hotel/office), project may be built as soon as possible to avoid unnecessary costs due to delay; therefore, this ordinance shall be in force and effect from and after its passage by Council.

Passed by the Council, JAN 30 1980

Mayor McCready
RMSpetter:mc
January 25, 1980


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

Calendar No. 427

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Title

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INTRODUCED BY

Mayor McCreedy

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration

Safety

Utilities

Works

BUREAU APPROVAL

Bureau:

Prepared By:

Date:

Ruth M. Spetter 1/25/80

Budget Impact Review:

☐ Completed

☐ Not required

Bureau Head:

NOTED BY

City Attorney

City Auditor

City Engineer

THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Ivancie	1	
Jordan	1	
<i>Lindberg</i>	1	
Schwab	1	
<i>McCreedy</i>	1	

FOUR-FIFTHS CALENDAR

Ivancie	
Jordan	
McCreedy	
Schwab	
Goldschmidt	

Filed JAN 25 1980

GEORGE YERKOVICH

Auditor of the CITY OF PORTLAND

By

Deputy