

IMPACT STATEMENT

Legislation title: *Authorize the Bureau of Transportation to acquire certain permanent and temporary rights necessary for construction of the NE 60th Avenue and NE Halsey Street Area Improvements project, through the exercise of the City's Eminent Domain Authority (Ordinance)

Contact name: Marty Maloney, PBOT Right of Way Acquisition

Contact phone: 503-865-6342

Presenter name: Marty Maloney

Purpose of proposed legislation and background information:

The City of Portland may exercise the power of eminent domain pursuant to Section 9-108 of the City Charter and in accordance with Eminent Domain procedures provided for in ORS Chapter 35 (Eminent Domain; Public Acquisition of Property), including those procedures that apply to notification, valuation, negotiation, relocation and early possession if necessary, when the exercise of such power is deemed necessary by the City Council to accomplish public purposes for which the City has responsibility.

The City of Portland has the responsibility of providing safe transportation routes for commerce, convenience and to adequately serve the traveling public.

The NE Halsey Street Area Improvements project ("Project") will improve the flow of traffic on NE Halsey Street between NE 57th and 60th Avenues by adding new traffic signals and dedicated turn lanes. The Project will also make intersections of NE Halsey Street and NE 47th Avenue safer with new traffic signals and dedicated turn lanes. The sidewalk on NE 60th Avenue between NE Halsey Street and the NE 60th Avenue MAX Station will be widened, and repaving will be completed at NE 60th between Halsey and Holladay and NE Halsey between NE 53rd and 60th.

To accomplish the Project set forth above, it is necessary to acquire the following property interests described and depicted in Exhibits 1 through 102, attached to this Ordinance and, by this reference incorporated herein.

All affected property owners have been contacted and informed as to the City's need for certain private property rights related to completion of the Project. All affected property owners have been invited, by mailing, to attend the reading of this agenda item.

Financial and budgetary impacts:

Property values associated with the property acquisitions have not yet been quantified since negotiations are not completed; however, an estimate for the right of way phase has been budgeted in PBOT's five-year Capital Improvement Plan. The level of confidence for the estimate is low. Funds are available in the FY 2021-2022 Requested Budget, in project

#T00773.L46. Funding sources include TSDC, General Funds and General Transportation Revenue.

This legislation does not affect staffing levels nor result in a new or modified financial obligation or benefit now or in the future.

If City Council does not approve the ordinance, construction of the Project will not be feasible as planned, due to lack of property rights needed to make the improvements.

Community impacts and community involvement:

The project team Conducted an in-person and online open house in May and June of 2019. The project manager attended multiple Rose City Park Neighborhood Association meetings and fielded questions from attendees.

Budgetary Impact Worksheet

Does this action change appropriations?

- ☐ **YES:** Please complete the information below.
☒ **NO:** Skip this section

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