

ORDINANCE No. 190462

*Authorize a waiver to Title 17 Underground Wiring Districts Code to allow for the placement of electrical conduit and lighting in the public right of way at Ankeny West (Ordinance; allow exception to Code Section 17.60.020)

The City of Portland ordains:

Section 1. The Council finds:

1. The City, through the Portland Bureau of Transportation (PBOT), manages the public right-of-way to shape a livable city for all. The Culinary Corridor project encourages positive activation of the right of way by using food cart pods to bring local small businesses, community organizations and residents together.
2. PBOT has partnered with Friends of the Greet Loop, Prosper Portland, and Portland Parks and Recreation to implement the Culinary Corridor: a project that seeks to create spaces for food carts in the Central City of Portland. Ankeny West is the first of three planned phases of the Culinary Corridor project and is located in the right of way between SW Park & SW 8th and W Burnside & SW Ankeny in the Central City.
3. PBOT will close portions of streets adjacent to Ankeny West to accommodate for the food cart pod. These streets include SW Park Ave from W Burnside Street to SW Oak Street, SW Ankeny Street from SW Park Ave to SW 8th Ave, and SW 8th Ave from W Burnside to SW Ankeny Street. Electrical conduit will be run along portions of the right of way to provide power to the food carts. Lighting may also be strung along the street.
4. Per *Portland City Code (PCC) Chapter 17.60 Underground Wiring Districts*, overhead wires and conduit on the street are prohibited in underground wiring districts in the City of Portland (PCC 17.60.020). This project occurs in District A of the Underground Wiring District. Approval of this ordinance would create a waiver to *PCC 17.60.020 Overhead Wires Prohibited* for electrical conduit and lighting across commercial streets adjacent to Ankeny West.

NOW, THEREFORE, the Council directs:

- a. A waiver to City Code Section 17.60.020 be enacted to allow for the placement of electrical conduit and lighting in the right of way adjacent to Ankeny West subject to all reviews, approvals, and permits as required by the City of Portland.

Section 2. The Council declares that an emergency exists because delay in this exemption may result in a delay in the Ankeny West project completion; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, June 23, 2021

Commissioner Jo Ann Hardesty
Prepared by: Gene Yamamoto, MG, PBOT
Date Prepared: 6/2/2021

Mary Hull Caballero
Auditor of the City of Portland

By *Keelan McClymont*
Deputy

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 Agenda No.
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 Title

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INTRODUCED BY Commissioner/Auditor: Jo Ann Hardesty	CLERK USE: DATE FILED <u>June 14, 2021</u>
COMMISSIONER APPROVAL Mayor—Finance & Administration - Wheeler Position 1/Utilities - Rubio Position 2/Works - Ryan Position 3/Affairs - Hardesty <i>Jo Ann Hardesty</i> Position 4/Safety - Mapps	Mary Hull Caballero Auditor of the City of Portland By: <u><i>Keelan McClymont</i></u> Deputy
BUREAU APPROVAL Bureau: PBOT Bureau Head:	ACTION TAKEN:
Prepared by: <u>GY</u> Date Prepared: <u>6/3/2021</u>	
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: Ken McGair required for contract, code, easement, franchise, comp plan, charter <small>Digitally signed by Ken McGair Date: 2021.06.08 10:33:19 -0700</small>	
Council Meeting Date <u>June 23, 2021</u>	

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input checked="" type="checkbox"/> Total amount of time needed: <u>5min</u> (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Rubio		
2. Ryan	✓	
3. Hardesty	✓	
4. Mapps	✓	
Wheeler	✓	