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191018

Ordinance

Amend Municipal Boat Landing Code to align with Oregon Revised Statutes related to removal of abandoned or derelict vessels on City park docks (amend Code Subsection 19.16.060 J.)

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. City Code Subsection 19.16.060 J. relates to the removal of derelict and abandoned vessels on docks managed by the City of Portland, including those under the control of Portland Parks & Recreation.
2. The City Attorney, Portland Parks & Recreation, and the Code Hearing's Office recommends changes to the Code to clarify rights and responsibilities for both the City and boat owners when a vessel is proposed for seizure or has been seized.
3. The recommended changes will ensure the Code conforms to the standards of vessel seizures prescribed by the Oregon State Marine Board and Oregon Revised Statutes.

NOW, THEREFORE, the Council directs:

- A. Amend City Code Subsection 19.16.060 J. as shown in Exhibit A.

Documents and Exhibits

 [Exhibit A](#) (17.95 Kb)

An ordinance when passed by the Council shall be signed by the Auditor. It shall be carefully filed and preserved in the custody of the Auditor (City Charter Chapter 2 Article 1 Section 2-122)

Passed by Council
October 5, 2022

Introduced by

[Commissioner Carmen Rubio](#)

Bureau

[Parks & Recreation](#)

Contact

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Requested Agenda Type

Consent

Date and Time Information

Requested Council Date

October 5, 2022

Changes City Code

Impact Statement

Purpose of Proposed Legislation and Background Information

This legislation is an administrative clean-up of City code to ensure it conforms with state law. Portland Parks & Recreation (PP&R) manages several municipal boat docks throughout the city, and, from time to time, vessels are left abandoned or derelict on City docks. PP&R works with boat owners to move these vessels, but occasionally finds that no owner can be located to take responsibility for a vessel that has been left. In these cases, PP&R must physically seize the vessel to remove it from a dock.

Oregon Revised Statutes prescribes the appeal process for persons who may have an interest in a vessel that has been marked for removal by PP&R. This Ordinance ensures City Code conforms to those appeal rights and provides a mechanism for persons to appeal to the Code Hearings Office if a vessel has been marked by PP&R for removal from a municipal dock.

Financial and Budgetary Impacts

There are no anticipated financial or budgetary impacts from this ordinance.

Community Impacts and Community Involvement

This legislation is an administrative clean-up of City code to ensure it conforms with state law, and therefore, community involvement was not applicable.

100% Renewable Goal

Not applicable.

Budget Office Financial Impact Analysis

No fiscal impact.

Agenda Items

806 Consent Agenda in September 28, 2022 Council Agenda

Passed to second reading

Passed to second reading October 5, 2022 at 9:30 a.m.

829 Consent Agenda in October 5-6, 2022 Council Agenda

Passed

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Mayor Ted Wheeler Yea