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# 191770

Ordinance

## Assess properties for sidewalk, curb and driveway repair for the Bureau of Transportation (Y1103)

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. In accordance with Chapter 17.28 of the Code of the City of Portland, the Portland Bureau of Transportation (PBOT) notified the property owners of record, at the time of inspection of the properties described in Exhibit A, to repair or construct the sidewalks, curbs and/or driveways abutting the property.
2. The required repair or construction of the sidewalks, curbs and/or driveways was not done within the allotted time. PBOT did the necessary work and kept an accurate account of the cost of the labor and materials used in doing the work. PBOT's, Sidewalk Inspection and Repair department reported to the Revenue Division the cost of the repairs and the legal description of the property on which the work was done.
3. On June 5, 2024, the City Council conducted a public hearing to consider assessment of the charges that benefited the properties described in Exhibit A. The Council has approved the statement of bills for the work done, and the property should be assessed the full cost of the work plus a fee for administrative expenses.

NOW, THEREFORE, the Council directs:

- A. The cost of doing said repair or construction work plus a fee for administrative expenses is hereby assessed upon the property, in the amount of \$364,668.05, as described in Exhibit A.
- B. The Revenue Division is hereby directed to record these assessments into the Docket of City Liens, and to mail final assessment notices to the properties, as described in Exhibit A.

Introduced by

[Mayor Ted Wheeler](#)

Bureau

[Management and Finance;](#)  
[Revenue Division](#)

Contact

Sherree Matias

Administrative Specialist II

✉ [sherree.matias@portlandoregon.g](mailto:sherree.matias@portlandoregon.g)

☎ [503-823-3569](tel:503-823-3569)

Requested Agenda Type

Regular

Date and Time Information

Requested Council Date

June 12, 2024

## Documents and Exhibits

 [Exhibit A \(https://www.portland.gov/sites/default/files/council-documents/2024/y1103-exhibit-a-rev-5-29-24.pdf\)](https://www.portland.gov/sites/default/files/council-documents/2024/y1103-exhibit-a-rev-5-29-24.pdf) 706.29 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  
June 12, 2024

Auditor of the City of Portland  
Simone Rede

## Impact Statement

### Purpose of Proposed Legislation and Background Information

To assess properties for sidewalk repair performed by the Portland Bureau of Transportation.

### Financial and Budgetary Impacts

- This legislation will generate current revenue coming to the city. It will increase Lien Revenues for fund 200000 by \$364,668.05
- There are no costs to the city related to this legislation
- No positions will be created, eliminated or re-classified in the current year or future years because of this legislation

### Community Impacts and Community Involvement

- This legislation is a routine internal City process. The affected property owners are given notice and have an opportunity to testify before City Council at the Proposed Assessment Hearing
- The affected areas of this legislation are City-wide/Regional
- Per city code, property owners are given the right to file a remonstrance objecting to sidewalk repair charges. Remonstrances are referred to the Portland Bureau of Transportation Sidewalk Inspection and Repair department for resolution and the property is removed from the assessment
- 10 property owners filed remonstrances in response to the proposed assessment notice dated May 15, 2024. The deadline to file remonstrances was May 28, 2024. The properties have been removed from the ordinance.

## 100% Renewable Goal

Not applicable.

## Budget Office Financial Impact Analysis

This action authorizes to assess properties for sidewalk, curb, and drive repairs conducted by the Portland Bureau of Transportation. The cost of doing associated repairs or construction work plus a fee for administrative expenses is assessed upon the property in the amount of \$385,566.20, which will be recorded as a lien on the property and include the Transportation Operating Fund.

## Document History

Item 480 Regular Agenda in [June 5-6, 2024 Council Agenda](https://www.portland.gov/council/agenda/2024/6/5)  
(<https://www.portland.gov/council/agenda/2024/6/5>)

City Council

Passed to second reading

Passed to second reading June 12, 2024 at 9:30 a.m.

Item 524 Regular Agenda in [June 12-13, 2024 Council Agenda](https://www.portland.gov/council/agenda/2024/6/12)  
(<https://www.portland.gov/council/agenda/2024/6/12>)

City Council

Passed

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea