



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 1ST DAY OF SEPTEMBER, 1993 AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Katz, Presiding; Commissioners Blumenauer, Hales and Kafoury, 4.

OFFICERS IN ATTENDANCE: Cay Kershner, Clerk of the Council; Pete Kasting, Senior Deputy City Attorney; and Chuck Bolliger, Sergeant at Arms.

Agenda Nos. 1403, 1409, 1416 and 1418 were pulled from Consent. On a Y-4 roll call, the balance of the Consent Agenda was adopted as follows:

CONSENT AGENDA - NO DISCUSSION

1394 Request from Thomas O'Keefe, United Community Action Network, for Council hearing on Code violations regarding newspaper racks (Communication)

Disposition: Referred to Commissioner of Public Affairs.

1395 Accept bid of A.C. Schommer & Sons, Inc., for Bull Run Headworks disinfection improvements for \$1,476,900 (Purchasing Report - Bid 7)

Disposition: Accepted; prepare contract.

1396 Accept bid of Lincco Electric Company for installation or modification of traffic signals at six locations for \$168,832 (Purchasing Report - Bid 8)

Disposition: Accepted; prepare contract.

1397 Vacate the NE 159th, 161st, 163rd and 165th Avenues cul-de-sacs within the Columbia 205 Commercial Park subdivision, under certain conditions (Second Reading Agenda 1353: C-9816)

Disposition: Ordinance No. 166903. (Y-4)

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Mayor Vera Katz

1398 Confirm appointment of Ed Ceccacci to the Urban Forestry Commission (Report)

Disposition: Confirmed.

1399 Confirm appointment of Anne M. Anderson and Charles R. Lane, and re-appointment of John D. Annand II and Michael Irish to the Advisory Board of Special Inspections (Report)

Disposition: Confirmed.

***1400** Accept a grant of \$38,822 from State of Oregon Criminal Justice Service for Police Activities League (Ordinance)

Disposition: Ordinance No. 166904. (Y-4)

***1401** Pay claim of Jeffrey Brown (Ordinance)

Disposition: Ordinance No. 166905. (Y-4)

***1402** Pay claim of Carolyn Stephen (Ordinance)

Disposition: Ordinance No. 166906. (Y-4)

Commissioner Earl Blumenauer

1404 Authorize the installation of 25 signs to direct visitors, shoppers and other parkers to City-owned public parking garages in downtown Portland (Resolution)

Disposition: Resolution No. 35180. (Y-4)

***1405** Authorize the Purchasing Agent to call for bids for labor and materials to install and/or modify the traffic signals at three intersections and install curb extensions and islands at seven locations for the Neighborhood Traffic Management Project, NTMP and Traffic Signals 1993 - Unit A (Ordinance)

Disposition: Ordinance No. 166907. (Y-4)

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- *1406** Amend contract with Scientific Resources, Inc., now SRI/Shapiro for additional environmental consulting services on the NE Airport Way Project (Ordinance; amend Contract No. 26452)

Disposition: Ordinance No. 166908. (Y-4)

- *1407** Accept jurisdiction of a portion of the SW Beaverton-Hillsdale Highway from Oregon Department of Transportation and transfer jurisdiction of two parcels of street right-of-way to Oregon Department of Transportation (Ordinance)

Disposition: Ordinance No. 166909. (Y-4)

Commissioner Charlie Hales

- *1408** Execute intergovernmental agreement with Metro for implementation of recreational plan, Phase I, for Smith and Bybee Lakes Management Plan Area (Ordinance)

Disposition: Ordinance No. 166910. (Y-4)

Commissioner Gretchen Kafoury

- *1410** Contract with Multnomah County for \$436,000 to administer the Sewer On-Site Hookup Program and provide for payment (Ordinance)

Disposition: Ordinance No. 166911. (Y-4)

- *1411** Amend agreement with the Private Industry Council by reducing total compensation and number of youth served (Ordinance; amend Agreement No. 28799)

Disposition: Ordinance No. 166912. (Y-24)

- *1412** Authorize extension of an agreement with the State of Oregon Bureau of Labor and Industries for enforcement of the City of Portland's Civil Rights ordinance (Ordinance; amend Agreement No. 27893)

Disposition: Ordinance No. 166913. (Y-4)

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- *1413** Authorize agreement with the Fair Housing Council of Oregon for enforcement of the City of Portland's Civil Rights ordinance (Ordinance)

Disposition: Ordinance No. 166914. (Y-4)

Commissioner Mike Lindberg

- 1414** Authorize an intergovernmental agreement with Multnomah County for Private Plumbing Loan Program administrative services (Ordinance)

Disposition: Passed to Second Reading September 8, 1993 at 9:30 a.m.

- *1415** Authorize a contract and provide for payment for the Albina Basin CSO Sump Project - Unit 1 (Ordinance)

Disposition: Ordinance No. 166915. (Y-4)

- 1417** Authorize an intergovernmental agreement with the City of Gresham for the construction of sanitary sewer facilities as part of a Gresham project (Ordinance)

Disposition: Passed to Second Reading September 8, 1993 at 9:30 a.m.

City Auditor Barbara Clark

- 1419** Reduce sidewalk assessments (Ordinance; amend Ordinance Nos. 166702 and 166901)

Disposition: Passed to Second Reading September 8, 1993 at 9:30 a.m.

REGULAR AGENDA

- 1403** Authorize an agreement with William Mercer Incorporated for the provision of employee benefits consulting services (Ordinance)

Discussion: Mayor Katz asked that this be referred back to her office.

Disposition: Referred to Commissioner of Finance and Administration.

- *1409** Authorize purchase of a property located at 10008 SE Powell Boulevard, authorize acceptance of deed and payment of expenses (Ordinance)

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Discussion: Cay Kershner, Clerk of the Council, noted that the amount noted in the findings needed to be corrected to \$45,500.

Disposition: Ordinance No. 166916 as amended. (Y-4)

- *1416** Authorize a contract and provide for payment for the Gabriel Park Wet Meadows and Riparian Development Project (Ordinance)

Discussion: The Clerk noted a request from Commissioner Lindberg's office to refer this back to his office.

Disposition: Referred to Commissioner of Public Utilities.

- *1418** Authorize appointment of an employee at a rate of pay above entry (Ordinance)

Discussion: The Clerk noted Commissioner Lindberg's request for referral to his office.

Disposition: Referred to Commissioner of Public Utilities.

Commissioner Earl Blumenauer

- 1420** Approve plans for street cleaning in Northwest Portland including ticketing parking violators (Report)

Discussion: Commissioner Blumenauer said in order to get better results from the street cleaning program in Northwest Portland, where there has been less than overwhelming compliance, the Maintenance Bureau is adopting a policy of gradual escalation. He wants to inform Council about the program before proceeding, to make sure it feels comfortable with what is planned.

Toby Widmer, Director, Bureau of Maintenance, described street-cleaning efforts in Northwest Portland and the difficulties encountered in trying to clean streets there because of the high number of parked cars. He said staff met with the neighborhood association which prefers that the Bureau ticket cars that do not comply with instructions to move, rather than towing them. He said having people move their cars allows the Bureau to get more debris off the streets and out of the storm drains and also helps identify abandoned cars in the area. He said after this sweep they will meet again with the

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neighborhood to review the success of this effort.

Jeannie Nyquist, Bureau of Maintenance, said they believe people will move their cars if they think they are going to be ticketed.

Commissioner Blumenauer said by having people move their cars they can clean three or four times as much street surface as they could doing it by hand. He said they are getting fantastic support from most neighborhoods. He said this year the plan is to give tickets and next year cars will be towed.

Ms. Nyquist noted that the fine is \$20.00.

Mr. Widmer said their cleaning in Northwest has been ineffective because of the number of cars in the way.

Ms. Nyquist added that a sweeper is there 18 times a year but cannot get close to the curbs, so, much of the dirt remains.

Commissioner Blumenauer said they hope to coordinate this effort with the removal of abandoned vehicles.

Disposition: Approved. (Y-4)

- *1421** Authorize the renaming of NW High Ridge Drive/NW Pinnacle Drive to NW Pinnacle Drive (Hearing; Ordinance)

Discussion: Ernie Yuzon, Office of Transportation Engineering, said this is a case where a new sub-division is being created between two existing ones. The third sub-division will create a street joining two existing streets that presently have different names. They will unfortunately be joined in such a way that both names cannot be used. Emergency response bureaus concur with the need to have one name and a survey of neighbors has been made. The Bureau recommends that High Ridge Drive be renamed Pinnacle Drive as more people live on the latter street. The Planning Commission held a hearing in July and supports the recommendation.

Ann Thompson, attorney representing Forest Heights Development, 121 SW Morrison, #950, 97204, asked Council to allow both existing neighborhoods to keep their street name by placing a stop sign at the T intersection, where the street names would change. She said this solution would work with extra signage, especially on the streets nearby. She said the proposed name change

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will create a hardship for those who have to change the mailing addresses on their stationery.

Mayor Katz asked how many houses are in this situation.

Ms. Thompson said five or more.

John Godsey, 14780 SW Osprey Dr., Suite 395, Beaverton, OR 97007, said he too was representing Forest Heights Development but had nothing more to add to what Ms. Thompson stated.

Commissioner Hales asked where the stop sign would be placed.

Mr. Godsey said the developer would prefer that it be either at the entrance to the sub-division or at two of the intersecting streets.

Commissioner Hales asked if the area between Phase III was dedicated Open Space.

Ms. Thompson said no, it will eventually be developed, with signage to indicate when one is entering or leaving Forest Heights.

Commissioner Hales asked if the street would be continuous and built to the same width with no common area that would be a barrier other than the entrance monument. He also asked if the only other place for the break in names would be at the intersection of Benson and High Ridge Dr.

Ms. Thompson said yes.

Mayor Katz asked staff if Ms. Thompson's recommendation had been considered.

Mr. Yuzon said they did consider this proposal but Grant Coffey of the Fire Bureau testified it would pose a potential problem for emergency vehicles because of the street alignment. It does not make sense to put a stop sign at a street where it is not necessary just to prevent renaming it.

Commissioner Blumenauer reviewed the process involved, noting that dual signage is kept in place for up to five years unless residents want it sooner so people have ample time to change their stationery.

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Disposition: Ordinance No. 166917. (Y-4)

Commissioner Charlie Hales

- 1422** Reserve a portion of Washington Park for construction of a play area and approve construction by the Portland Rotary Club after funding, permits and approvals are secured (Resolution)

Discussion: Charles Jordan, Director, Bureau of Parks and Recreation, said this is an exciting project and represents the first major partnership Parks has had with a service club. He said this will provide the City with a facility it does not currently have, one that is completely accessible to people with special needs. The Rotarians will raise the construction funds for the playground and negotiations are ongoing regarding an endowment for its maintenance. He said a project of this size demands a lot of compromises as well as involvement by neighbors and other partners such as the Rose Society.

John Sewell, Bureau of Parks and Recreation, said the playground is being designed for all children to use but with particular emphasis on those with special needs. He said the Rotarians are working with the neighbors on such issues as parking.

Mr. Jordan said the time line is 1995-96 for completion.

Disposition: Resolution No. 35181. (Y-4)

- *1423** Authorize a purchase order as a contract with Portland Area Radio Council (Ordinance)

Disposition: Ordinance No. 166919. (Y-4)

- *1424** Enter into an intergovernmental agreement with Portland State University for \$206,639 for professional services in setting up and evaluating recycling systems in multi-family residences (Ordinance)

Discussion: Ann McLaughlin, Bureau of Environmental Services, said this program has set up recycling systems in over 750 buildings in its four-year history. She said this allows them to custom tailor programs to enable apartment residents to have complete recycling.

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Commissioner Blumenauer said this program has been a phenomenal success.

Ms. McLaughlin said there is continuing interest from the multi-family owners community. This is an attempt to cover an additional 350 sites and is their most ambitious year yet. Scrap paper will not be added at this point although some pilot projects will be undertaken.

Disposition: Ordinance No. 166919. (Y-4)

At 10:10 a.m., Council recessed.

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A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 1ST DAY OF SEPTEMBER, 1993 AT 2:00 P.M.

THOSE PRESENT WERE: Mayor Katz, Presiding; Commissioners Blumenauer, Hales and Kafoury, 4.

OFFICERS IN ATTENDANCE: Cay Kershner, Clerk of the Council; Pete Kasting, Senior Deputy City Attorney; and Pete Gallucci, Sergeant at Arms.

1425 TIME CERTAIN: 2:00 PM - Appeal of Logan Ramsey, applicant, against Hearings Officer's decision to deny application for a zone change from RF to CN2 in order to allow commercial development on the property located on the southeast corner of NW Cornell Road and Skyline Boulevard (Hearing; 92-00574 ZC)

Discussion: Peter Kasting, Senior Deputy City Attorney, read the process for this hearing and for appeals to the Land Use Board of Appeals.

Susan Feldman, Planning Bureau staff, said this is an appeal of a zoning map amendment request from RF (farm and forest) to CN2 (neighborhood commercial) and is in compliance with the Comprehensive Plan designation. The proposal must meet two basic criteria: 1) compliance with the Comprehensive Plan designation and; 2) demonstrate that public services are adequate. The Hearings Officer denied this request based on the inadequacy of sanitary sewer services to the site. Staff supports the Hearings Officer's recommendation but believes further elaboration of this criterion is needed. The Code calls for public services to be "capable of supporting the uses allowed by the zone or will be capable by the time the development is complete" so the real issue revolves around the somewhat ambiguous language as to what "capable by the time development is complete" means. Staff has historically interpreted this to mean that a service can be made available in a reasonable amount of time and that there is a plan for the public services acceptable to Environmental Services. Applicant, however, is saying services will be available or he will not get his building permit. Staff believe the legislative intent in the Code is that services be "capable" within a reasonable amount of time. No evidence has been provided by the applicant that there are plans for sewer extension other than the fact that the Forest Heights development is now enabling an adjacent subdivision to extend its

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sewer. However, there are still several properties in between. Staff recommends upholding the Hearings Officer's decision and add a Code interpretation to the Findings stating that the words "capable by the time development is complete" mean that service can be readily made available in a reasonable amount of time, there is a public facilities plan for the service or applicant has provided a plan. She said the interpretation would be for this case only, not a blanket interpretation.

Tom Dixon, Planning Bureau staff, showed slides of the site, noting that access from the property to Greenleaf Road, a local service street, was also raised as an issue.

Commissioner Hales asked about the current location of sewer service.

Bill Baechler, Bureau of Environmental Services, said the existing sanitary sewer is several thousand feet from the property and would have to be extended through several subdivisions. He said the Bureau is currently reviewing a development that would bring a sewer line into close proximity with this site but the plans have not yet been approved. He said the plan will be approved within three to five weeks but that will just be the plan, as the sewer itself is to be built by a separate applicant who would have several years to complete construction.

Commissioner Hales asked if any of the development in close proximity involved zone changes.

Mr. Dixon, Planning Bureau staff, said it did not appear that they would require zone changes as they are already residentially zoned and most of the development that is occurring is residential subdivisions.

Logan Ramsey, applicant, 3026 NW Skyline Blvd., reviewed the history of the property, noting that when it was annexed into the City in 1981 the reason given for annexing this portion of the City was to provide for an orderly extension of services. As part of the West Hills Study, the City zoned three corners of the intersection commercial while his corner received a commercial designation, rather than an outright commercial zone, because there was a billboard on the property. Later an ordinance was passed requiring removal of the billboard. This was appealed and as part of the settlement it was agreed that the applicant would apply for a zone change within a certain amount of time or it would expire. He said that is why this is before Council now. He said the sewer to his property would connect through the Blue

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Pointe Ridge subdivision which, he contended, was approved based on construction of a proposed sewer as part of Phase 6 of Forest Heights. No sewer plans were on record when that case (LUR 91-00373 ZC SU) was approved by the Hearings Officer. The issue hinges on whether Blue Pointe Ridge is actually going to make sewer connections to the edge of their property.

Mr. Ramsey said Council told him before that he should seek agreement with the neighbors and neighborhood association and he has now overcome their objections regarding access onto Greenleaf. He has agreed not to use it and

to place a buffer between the road and his proposed building. By the criteria used in the past, a sewer will be available to this property based on the previously approved subdivision which has less than a year to get its final approval.

Mayor Katz asked if Blue Pointe Ridge went through a zone change.

Mr. Dixon said yes, from RF to R10.

Mayor Katz asked when the sewers will go in for Blue Pointe.

Mr. Baechler said the sewers at Blue Pointe are driven by the scheduling of the development, which could be next month or next year, but prior to home construction, the sewer must be in place.

Mayor Katz asked if the development is completed within next six months to a year, will there be sewer service at the time.

Mr. Baechler said yes. Blue Pointe Ridge could also develop in phases, extending the sewer to the middle of the development but leaving the piece which would eventually end up on Cornell Road unconstructed.

Mayor Katz asked if that was approved as a phased project.

Mr. Dixon said he understands it is a two phase project but it does not really matter as the sewer extension would have to occur to service any of the building lots. He said he assumes it has to be put in all at one time, rather than piecemeal.

Ms. Feldman said Blue Pointe Ridge does not have final approval of their

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plan so the lots have not been created. They have less than a year to get final plat approval. If they do not have enough money to develop the lots and put in the sewers, development may not take place for years.

Commissioner Hales said this turns on the issue of "ripeness". The City's position is that even though this site is designated for commercial use, it is not ripe yet because it is not known when the Blue Pointe Ridge owners will complete their project and give Mr. Ramsey his sewer connection. Mr. Ramsey believes that since they have their subdivision approval that is close enough to "ripeness" and Council should approve the zone change on the theory that the subdivision will be completed and Mr. Ramsey will have access to the sewer.

Mr. Ramsey said a precedent was set with approval of Blue Pointe Ridge prior to final plat approval for Phase 6 of Forest Heights, which Blue Pointe Ridge will hook into. When that was approved, Phase 6 had not even had preliminary approval.

Commissioner Hales asked if the overall development plans for Forest Heights had been approved.

Mr. Baechler said they have to go back for approval on each individual phase.

Mr. Logan asked if Phase 6 had received preliminary or final approval when Blue Pointe Ridge was approved.

Staff indicated that they did not know.

Arnold Rochlin, PO Box 83645, 97283, representing the Forest Park Neighborhood Association, said they reached an agreement with Mr. Ramsey under which he would voluntarily place a buffer to screen Greenleaf Road from any commercial development and not allow access from Greenleaf. He said with adoption of the Hearings Officer's findings about the boundaries and buffering, they have no objection to approval.

Mayor Katz asked what he thought about the sewer plans.

Mr. Rochlin said he has a signed agreement with the applicant and cannot comment.

Mark Morford, 1109 NW Greenleaf, noted that he had submitted testimony

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in opposition to the rezoning but now that Mr. Ramsey has agreed to the buffering conditions, he believes the appeal is appropriate.

Mr. Ramsey reiterated his position that the City already set a precedent through its approval of Blue Pointe Ridge since they were relying on adjacent subdivision for their sewer hookup . The same standard should apply here.

Commissioner Kafoury asked if the findings had to be rewritten.

Mayor Katz said she would like to get to the issue of approval.

Commissioner Blumenauer said Council has to be careful about setting a precedent regarding the extension of services.

Ms. Feldman said the City Attorney has advised that interpretation is on a case by case basis. But the decision here does give staff direction about how this should be applied. She said this does not come up that often because typically there is a service plan already. In this situation, however, there is a grey area. Staff originally recommended approval but the Hearings Officer's concern was about commercial property that is not developable. Staff is asking what it means to say "capable by the time development is complete" and why hasn't the whole area been legislatively upzoned if they know they will not let a development go up until the sewer plan is approved. The question is why go through a quasi judicial process if the sewers cannot reasonably be made available and there is no plan for them.

Commissioner Blumenauer said if there is no plan, people will rely upon the zoning designation which implies that services are there and then find out they are not. The stricter interpretation would require owners like Mr. Ramsey to make sure there is an agreed-upon plan with the intervening properties.

Ms. Feldman said that is the difference between this case and Blue Pointe Ridge as Forest Heights had an overall master plan for sewer extension that Blue Pointe Ridge could tie into, even though Phase 6 had not yet been approved. In this case, however, there is still a gap.

Commissioner Hales said Council could ordinarily condition the zone change on completion of the sewers but in this case Mr. Ramsey does not own all the property that provides the connection to the sewer line. Commissioner Blumenauer is right in stating that one should be able to look at the zoning

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map and say this is what you can do today. You look at the Comprehensive Map to see what you can do when services are available.

Mayor Katz asked if the City Attorney was satisfied with the current Code language.

Mr. Kasting said if the appeal is granted, new findings will be needed. If the appeal is denied Council still needs to interpret that Code provision because if there is ambiguity in the Code LUBA will require an interpretation.

Commissioner Blumenauer asked what Mr. Ramsey could do now that he has an agreement with the neighborhood.

Ms. Feldman said it would help if there were a plan or some commitment from the owners of Blue Pointe Ridge that development would occur within a reasonable amount of time.

Commissioner Blumenauer asked if Council could provide some conditions whereby approval would be granted.

Ms. Feldman said that would go counter to Commissioner Hales' argument about "ripeness". She said they had originally recommended a condition which said no site work should occur until a sanitary sewer has been extended and made available for connection.

Commissioner Blumenauer said he would like to clarify to show that Council is not abandoning the two map system and set forth something so this does not come back again.

Ms. Feldman asked whether he meant to defer this for awhile and ask Mr. Ramsey to come back with some commitment and time line from the Blue Pointe developers and judge it on that.

Commissioner Blumenauer said he was seeking a way to get this done and clarify the language so that Council does not have to go through this again.

Mayor Katz asked how Planning could help Mr. Ramsey and still defer the action until something is clearly spelled out about the sewer.

Ms. Feldman said if Council denies this, Mr. Ramsey needs direction about what he needs to do to satisfy the City. She said what that would be is

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unknown at this point, noting that Blue Pointe Ridge does not even have plat approval for land division at this point.

Commissioner Blumenauer suggested taking a little longer time to see if some of these questions can be answered and resolution can be reached.

Mayor Katz said Council needs some recommendations about clarifying the language for applicants in the same situation.

Commissioner Hales said a policy direction is needed. If the intervening property has nothing in the works it would fail the "ripeness" test because services would not be available. But if an adjacent project is only weeks away from a plat approval that will bring sewers within a few hundred feet of the property in question, that would fall in the middle. At the other end would be a project adjacent to a subdivision where sewers were already in the ground. Somewhere in between is the magical point. That point would be when the intervening subdivision is far enough along that the City has assurance the sewers would be built and could then grant the zone change.

Ms. Feldman asked that this be continued.

Mayor Katz said some of the work will fall on Mr. Ramsey to make sure that there is a plan for Blue Ridge and a time line.

Mr. Ramsey said the amount of time he needs hinges on when final approval for Blue Pointe Ridge is in place.

Commissioner Blumenauer asked if five to six weeks would be sufficient.

Mr. Ramsey said yes.

Disposition: Continued to November 3, 1993 at 2:00 p.m. Time Certain.

- 1426** Consider the LUBA remand of the application by the Housing Authority of Portland for conditional use, essential service provider and an interim resource protection review, in order to construct a 31-unit residential building to provide short-term housing, located at SW Bertha Boulevard near SW Chestnut (LUR 91-00336 CU ES IR; Previous Agenda 1197; **Rescheduled to September 8 at 2 p.m.**)

Discussion: The Clerk noted the agreement of both parties to reschedule

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this to a later date.

Disposition: Continued to September 8, 1993 at 2:00 p.m.

- *1427** Protect and conserve natural resources within the Fanno Creek Watershed (Amend Comprehensive Plan, Zoning Maps and Title 33, Planning and Zoning; Previous Agenda 1283; Rescheduled to November 17 at 2 p.m.)

Disposition: A request from the Planning Bureau for a continuation was announced.

Disposition: Continued to November 17, 1993 at 2:00 p.m.

Commissioner Charlie Hales

- 1428** Amend Title 33, Planning and Zoning, to clarify and update Radio and Television Broadcast Facility Regulations (Second Reading Agenda 1391)

Discussion: Commissioner Hales said further discussions were held after last week's meeting and he is now recommending that action be deferred on the items in Mr. Gerber's memo and Mr. Moss' suggestions and that a working group be created to bring them back to Council in the future.

Mayor Katz asked about the recommendation made by Mr. Moss with regard to a hybrid approval process, moving from Type II to Type III approval.

Commissioner Hales said the committee will focus on that issue and tower sharing. In the case of hybrid appeals, proponents will have an extra burden of proof to convince him that any more variations are needed in an already complex menu of review procedures.

Mayor Katz asked what the procedure would be when a health hazard was raised.

Mr. Gerber said additional evidence about health hazards would first be brought to the attention of the City health officer and based on that, he would then make a recommendation to the Planning Director about whether to ask for further review.

Commissioner Hales said he is prepared to proceed with those two issues outstanding.

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Bill Moss, Neighbors of Westmoreland, said the City/County Health officer did not have expertise in this area.

Commissioner Blumenauer said if new information is received lots of people will be anxious to have it considered.

Disposition: Ordinance No. 166920. (Y-4)

1429 Amend Title 33, Planning and Zoning, to include a new Chapter, 33.533, Healy Heights Plan District, and a new section in Chapter 33.710, Review Bodies, to add a new advisory board (Second Reading Agenda 1392)

Disposition: Ordinance No. 166921. (Y-4)

At 3:10 p.m., Council adjourned.

BARBARA CLARK
Auditor of the City of Portland

Cay Kershner
By Cay Kershner
Clerk of the Council