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**ORDINANCE No. 186137**

\*Authorize a Water Quality Preservation and Storm and Surface Water Drainage Easement with Clean Water Services and a Trail Easement with Tualatin Hills Park and Recreation District across portions of City-owned property (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland – Bureau of Environmental Services will construct the SW 86<sup>th</sup> Avenue Pump Station and Appurtenances Project (the “Project”) to significantly increase the pumping capacity of the Fanno Creek Basin sewer system in order to meet projected flow demands.
2. Construction of the Project requires that certain permits be issued to the City by Washington County. In order to receive approval for the necessary permits, the City applied for a Special Use and Development Review which was approved on September 12, 2012, with conditions, in Washington County Case File No. 12-174-SU/D/FP.
3. Two of the conditions of approval are the granting of a Water Quality Preservation and Storm and Surface Water Drainage Easement to Clean Water Services and a Trail Easement to Tualatin Hills Park and Recreation District (collectively, the “Easements”) across portions of City-owned property encompassing the site of the Project.
4. Granting the Easements will allow the City to obtain the Washington County construction permits necessary to proceed with the Project.

NOW, THEREFORE, the Council directs:

- a. That the Bureau of Environmental Services is authorized to grant the easements in forms substantially the same as Exhibit 1 and Exhibit 2 attached hereto.
- b. In consideration of the privileges granted by the Easements, the City will obtain the permits necessary for construction of the Project.

Section 2. The Council declares that an emergency exists because a delay in granting the Easements would result in a delay of obtaining the necessary permits to allow construction of the Project. Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,  
Commissioner Nick Fish

JUL 03 2013

Scott Gibson  
June 7, 2013

**LaVonne Griffin-Valade**  
Auditor of the City of Portland

By

*Gayla Jennings*

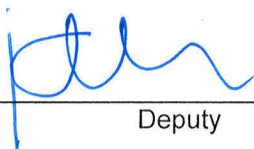


WBS E09051.L65 - ord

Deputy

Agenda No.  
**ORDINANCE NO. 186137**

Title

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INTRODUCED BY Commissioner/Auditor: <b>FISH</b>	CLERK USE: DATE FILED <span style="color:blue; font-weight:bold;">JUN 28 2013</span>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Work - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	LaVonne Griffin-Valade Auditor of the City of Portland  By:  Deputy
<b>BUREAU APPROVAL</b> Bureau: Environmental Services Bureau Head:  Prepared by: Scott Gibson Date Prepared: June 7, 2013	<b>ACTION TAKEN:</b>
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> <i>EM</i>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>City Auditor Office Approval:</b>	
<b>City Attorney Approval:</b> 	
Council Meeting Date <b>July 3, 2013</b>	

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

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Saltzman	✓	
4. Novick	✓	
Hales	✓	