

186403 As Amended

**ORDINANCE No.**

Amend various sections of the Public Works Improvement Code for consistency and clarity of general language and organization cleanup. (Ordinance; amend Code Chapters 17.32, 17.34, 17.36, 17.37 and 17.39).

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Environmental Services (BES) is authorized to be the administrative lead on eight separate Chapters of the Portland City Code (PCC). The BES Director has adopted over 30 administrative rule documents to implement the authorities granted in these Chapters.
2. BES annually reviews its PCC Chapters and administrative rules to identify where minor changes are needed to enhance clarity, update incorrect cross-references, and improve consistency.
3. The 2013 changes respond to requests for additional clarifying language from the City Attorneys Office and City Risk Management staff. This package has been coordinated with the Bureau's of Transportation and Water.
4. BES conducted a public review of and comment period for the proposed 2013 BES code and administrative rule clean-up package from September 25 to October 25, 2013. Public review included notice in the newspaper, posting information on the BES website and an offer to hold a public hearing on request. No such request was made and no public comments were received.

NOW, THEREFORE, the council directs:

- a. That the proposed amendments be made to PCC Chapters 17.32, 17.34, 17.36, 17.37 and 17.39, as outlined in Attachment A.
- b. That the Director of BES make the changes posted for public review to administrative rules for Sanitary SDCs (ENB-4.05), Extra Strength Charges Program (ENB-4.25) and Nonconforming Sewer Program (ENB-4.27), which shall be adopted on the same schedule as the proposed amendments to the PCC.

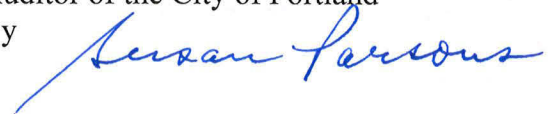
Passed by the Council,  
Commissioner Nick Fish

JAN 02 2014

[Dawn Hottenroth]  
[October 31, 2013]

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

By



Deputy

~~1182-1207-17~~ 17140

Agenda No.  
**ORDINANCE NO. 186403** As Amended  
 Title

Amend various sections of the Public Works Improvement Code for consistency and clarity of general language and organization cleanup. (Ordinance; amend Code Chapters 17.32, 17.34, 17.36, 17.37 and 17.39).

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|---|---|
| <p style="text-align: center;"><b>INTRODUCED BY</b><br/>         Commissioner/Auditor:<br/> <b>FISH</b></p>   | <p>CLERK USE: DATE FILED <u>DEC 06 2013</u></p>   |
| <p style="text-align: center;"><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration – Hales</p> <p>Position 1/Utilities – Fritz</p> <p>Position 2/Works – Fish</p> <p>Position 3/Affairs – Saltzman</p> <p>Position 4/Safety – Novick</p> | <p style="text-align: center;">LaVonne Griffin-Valade<br/>         Auditor of the City of Portland</p> <p style="text-align: center;"><i>[Signature]</i><br/>         Deputy</p>  |
| <p style="text-align: center;"><b>BUREAU APPROVAL</b></p> <p>Bureau: BES<br/>         Bureau Head: Dean Marriott</p>  | <p><b>ACTION TAKEN:</b></p> <p style="text-align: right;">DEC 18 2013 9:30 A.M.</p> <p style="text-align: center;"><b>CONTINUED TO</b></p> <p>DEC 11 2013</p> <p>DEC 18 2013 <b>PASSED TO SECOND READING</b> As Amended JAN 02 2014 9:30 A.M.</p> |
| <p>Prepared by: Dawn Hottenroth<br/>         Date Prepared: 10/31/13</p>  |   |
| <p>Financial Impact &amp; Public Involvement Statement<br/>         Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/></p>   |   |
| <p>Portland Policy Document<br/>         If "Yes" requires City Policy paragraph stated in document.<br/>         Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>   |   |
| <p><input checked="" type="checkbox"/> <b>City Auditor Office Approval:</b><br/>         required for Code Ordinances</p>   |   |
| <p><input checked="" type="checkbox"/> <b>City Attorney Approval:</b><br/>         required for contract, code, easement, franchise, comp plan, charter</p>   |   |
| <p>Council Meeting Date <b>Dec. 4<sup>th</sup> &amp; 11<sup>th</sup></b></p>  |   |

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| <b>AGENDA</b>  |
| <p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____<br/>         (for presentation, testimony and discussion)</p> |
| <p><b>CONSENT</b> <input type="checkbox"/></p>   |
| <p><b>REGULAR</b> <input checked="" type="checkbox"/></p> <p>Total amount of time needed: <b>2 min</b><br/>         (for presentation, testimony and discussion)</p>             |

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