

REFERRED TO COMMISSIONER OF
PUBLIC UTILITIES

RESOLUTION No.

Approve and adopt zoning confirmation letter responding to requests for zoning confirmation on Lot 7, Station Place, submitted by Right 2 Dream Too and Williams/Dame & Associates, Inc. (Resolution)

WHEREAS, the City allows an individual to request a zoning confirmation letter for the purpose of verifying the zoning use classification and other zoning regulations applicable to a specific site and seeking answers to specific questions consistent with ORS 227.160(2)(b); and

WHEREAS, Right 2 Dream Too and Williams/Dame and Associates, Inc. submitted requests for zoning confirmation concerning the proposed use of property located at NW Lovejoy Court and NW Station Way and known as Lot 7, Station Place, for a temporary rest area with tents for overnight shelter for individuals experiencing homelessness; and

WHEREAS, the zoning applied to Lot 7 is Central Employment (EX) with a Design (d) overlay; and

WHEREAS, the Director of the Bureau of Development Services has prepared a proposed zoning confirmation letter in response to the questions posed in these zoning confirmation requests, which is attached as Exhibit 1; and

WHEREAS, the letter recommends that the proposed rest area should be classified as a Community Services use under the zoning code, is a permitted use on Lot 7, and does not require either design review or modification of any previous land use approvals; and

WHEREAS, the proposed use of Lot 7 for a rest area has received significant public attention and, as a result, it is appropriate for the City Council to review the Director's recommended zoning confirmation letter; and

WHEREAS, the Commissioner in Charge of the Bureau of Development Services finds the Director has interpreted and applied the zoning code in a reasonable manner and recommends the Council confirm the Director's letter.

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby approves and adopts the zoning confirmation letter attached as Exhibit 1 as the Council's final action interpreting and applying the zoning code in response to the zoning confirmation requests submitted by Right 2 Dream Too and Williams/Dame & Associates, Inc.

Adopted by the Council:


LaVonne Griffin-Valade
Auditor of the City of Portland
By

Commissioner Amanda Fritz
Prepared by: Kathryn S. Beaumont,
Office of City Attorney
Date Prepared: September 26, 2013

Deputy

Agenda No.
RESOLUTION NO.
Title

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<p>INTRODUCED BY Commissioner/Auditor: Commissioner Amanda Fritz</p>	<p>CLERK USE: DATE FILED <u>SEP 27 2013</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor— Finance and Administration – Hales</p> <p>Position 1/Utilities - Fritz <u>Amanda Fritz</u></p> <p>Position 2/Works – Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety – Novick</p>	<p>LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u></u> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: City Attorney's Office Bureau Head: Jim Van Dyke</p> <p>Prepared by: Kathryn S. Beaumont Date Prepared: September 26, 2013</p>	<p>ACTION TAKEN: OCT 03 2013 CONTINUED TO OCT 16 2013</p>
<p>Financial Impact Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p>	<p>OCT 16 2013 REFERRED TO COMMISSIONER OF PUBLIC UTILITIES</p>
<p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p>Council Meeting Date October 3, 2013</p>	
<p>City Attorney Approval <u>KSO</u></p>	

AGENDA
<p>TIME CERTAIN <input checked="" type="checkbox"/></p> <p>Start time: <u>2:00 pm</u></p> <p>Total amount of time needed: <u>3.5 hours</u> (for presentation, testimony and discussion)</p>
<p>CONSENT <input type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

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