

Steve
Novick
Commissioner

Leah Treat
Director

DATE: June 11, 2014
TO: Commissioner Steve Novick
FROM: David McElDowney, Right-of-Way Acquisition Manager
RE: **Public Hearing for consideration of a street vacation request for a portion of SE Grand Ave – Staff Supplemental Report**

-
1. **Ordinance Title:** Set a hearing date, 9:30 a.m. Wednesday, JUL 30, 2014, to vacate a portion of SE Grand Ave (Report; VAC-10090)
2. **Contact Name, Department, & Phone Number:**
Lance Lindahl, Right-of-Way Acquisition, 503-823-7465
3. **Requested Council Date:** June 25, 2014
-

Consent Agenda Item: X **or** **Regular Agenda Item:** _____
EXPLAIN why this does or does not require a presentation or Council discussion:
Public testimony will be taken at the public hearing.

EMERGENCY ITEM (answer below): _____ **or** **NON-EMERGENCY ITEM:** X
If emergency, why does this need to take effect immediately:

4. History of Agenda Item/Background:

A request to vacate a portion of SE Grand Avenue was received by the Bureau of Transportation on May 30, 2013. The street vacation is proposed by Multnomah County in order to address the issue of their existing building that encroaches into the public right-of-way. The County had a lease with ODOT for the encroachment when SE Grand Avenue was under their jurisdiction; however the lease was terminated with the jurisdictional transfer. Rather than have Multnomah County enter into a lease with the City for such a small area, at the request of the County and with the support of ODOT, the City agreed to support vacating the portion of street that the building encroaches into, with the understanding that City Council has final approval. The proposed vacation is depicted on Exhibit 1 attached hereto.

Comments were solicited from City Bureaus, government agencies, public utilities and affected neighborhood associations. No substantive objections were received.

The Planning and Sustainability Commission reviewed and approved the proposed street vacation on March 11, 2014.

1120 SW Fifth Avenue, Suite 800 • Portland, OR 97204 • 503-823-5185
FAX 503-823-7576 • TTY 503-823-6868 • www.portlandoregon.gov/transportation

A Revised Engineer's Report was completed on May 7, 2014, recommending approval of the street vacation, subject to certain conditions and reservations. The Report, inclusive of the Planning and Sustainability Commission recommendation, will be forwarded to your office under separate cover, along with a recommended Street Vacation Ordinance for consideration by City Council.

ORS 271.120 requires that a public hearing be held prior to City Council taking action on the street vacation request. This memo is to serve as a formal request to schedule the required public meeting. The Office of the City Auditor will publish and post notice of the scheduled public hearing. The public notice will provide information on how to obtain information about the proposed street vacation, including copies of the Engineer's Report and Planning and Sustainability Commission Recommendation.

5. Purpose of Agenda Item:

The purpose of this request is to schedule a public hearing for consideration of the proposed street vacation request.

6. Legal Issues:

None

7. What Individuals or Groups Are or Would Be Opposed to This Ordinance? Supportive?

No opposition to this street vacation request is expected.

Supportive?

PBOT staff is supportive of this request.

8. How Does This Relate to Current City Policies?

This action is consistent with current City policies (City Code Chapter 17.84).

9. Community Participation:

Comments were solicited from affected neighborhood associations and public utilities.

10. Other Government Participation:

Comments were solicited from City Bureaus and government agencies.

11. Financial Impact:

How much money is involved? Approximately \$7,000.

Where are these funds coming from? Petitioner, Multnomah County

Agenda No.
REPORT NO.

Title

Set a hearing date, 9:30 a.m. Wednesday, July 30, 2014, to vacate a portion of SE Grand Ave (Report; VAC-10090)

<p>INTRODUCED BY Commissioner/Auditor: COMMISSIONER STEVE NOVICK</p> <p>COMMISSIONER APPROVAL</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 <i>[Signature]</i></p> <p>BUREAU APPROVAL</p> <p>Bureau: Bureau of Transportation Interim Group Mgr.: Christine Leon Development Services / Streetcar & Transit Partnerships <i>[Signature]</i></p> <p>Prepared by: Lance D. Lindahl, slg Date Prepared: May 23, 2014 <i>[Signature]</i></p> <p>Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></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 June 25, 2014</p> <p>City Attorney Approval:</p>	<p>CLERK USE: DATE FILED <u>JUN 20 2014</u></p> <p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p> <p>ACTION TAKEN:</p> <p style="font-size: 1.2em; font-weight: bold;">JUN 25 2014 ACCEPTED</p>
---	---

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" 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	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	