

## ORDINANCE No. 187821

Implement the temporary suspension of system development charges for the construction or conversion of structures to accessory dwelling units (Ordinance; amend Code Section 17.15.050)

The City of Portland ordains:

Section 1. The Council finds:

1. On March 3, 2010 Council adopted Resolution No. 36766 to allow for suspension of systems development charges for Parks and Recreation, Environmental Services, Transportation, and Water for the construction of accessory dwelling units or the conversion of structures to accessory dwelling units until June 30, 2013.
2. On December 5, 2012 Council adopted Resolution No. 36980 to extend the current suspension of systems development charges for Parks and Recreation, Environmental Services, Transportation, and Water for the construction of accessory dwelling units or the conversion of structures to accessory dwelling units until July 31, 2016.
3. On April 13, 2016 Council adopted Resolution No. 37201 to extend the current suspension of systems development charges for Parks and Recreation, Environmental Services, Transportation, and Water for the construction of accessory dwelling units or the conversion of structures to accessory dwelling units until July 31, 2018.
4. Resolution No. 37201 directed the Portland Bureau of Transportation to return to City Council with the changes necessary to implement this resolution by May 18, 2016.
5. The Portland Bureau of Transportation must amend City Code 17.15.050 to provide a waiver of SDCs for any newly permitted and constructed ADU conforming to the Title 33 definition of an ADU. This waiver should apply to all complete building permit submittals for ADUs through July 31, 2018, provided that the new ADU receiving a waiver obtains an occupancy permit no later than June 30, 2019.

NOW, THEREFORE, the Council directs:

- a. Amend City Code Section 17.15.050, Partial and Full Exemptions, Subsection H as follows:
  - H. Any newly permitted and constructed accessory dwelling unit (ADU) conforming to the Title 33 definition of an ADU will receive a waiver of SDC fees if a complete building permit application is submitted for the ADU from April 15, 2010 through ~~July 31, 2016~~ July 31, 2018, provided

that the new ADU receiving a waiver obtain an occupancy permit no later than June 30, ~~2017~~ 2019. If an occupancy permit is not obtained by June 30, ~~2017~~ 2019, an occupancy permit will not be issued until the SDC are paid at the rates in effect at the time the occupancy permit is issued.

Passed by the Council, JUN 15 2016

Commissioner Steve Novick  
Prepared by: *(Rich Eisenhauer;tlck)*  
Date Prepared: May 3, 2016

**Mary Hull Caballero**  
Auditor of the City of Portland  
By



Deputy

Agenda No.  
**ORDINANCE NO. 187821**  
Title

Implement the temporary suspension of system development charges for the construction or conversion of structures to accessory dwelling units (Ordinance; amend Code Section 17.15.050)

INTRODUCED BY Commissioner/Auditor: <b>COMMISSIONER STEVE NOVICK</b>	CLERK USE: DATE FILED <u>MAY 31 2016</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	Mary Hull Caballero Auditor of the City of Portland  By: <u>Susan Larson</u> Deputy
<b>BUREAU APPROVAL</b> Bureau: <b>Transportation</b> Development, Permitting & Transit Group Manager: <b>Christine Leon</b> Division Mgr: Assistant Director: <b>Maurice Henderson</b> Prepared by: <i>Rich Eisenhauer; tlc</i> Date Prepared: May 3, 2016 Supervisor:	
Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	<b>ACTION TAKEN:</b> JUN 08 2016 PASSED TO SECOND READING JUN 15 2016 9:30 A.M.
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> required for Code Ordinances	
<b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter	
<b>Council Meeting Date</b> June 8, 2016	

<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	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	