

16.20.460 Parking Space Reservation.

~~A. A parking space may be reserved by securing a meter hood over a single-space parking meter or by placing a space reservation marker on the sidewalk near the curb of the parking space according to the permit's administrative regulations. obtaining a Temporary Street Use Permit and paying the fees per Section 17.24.020.~~

~~B. In metered areas, Parking Enforcement will reserve on-street parking spaces. A vehicle parked prior to placement of a space reservation device will not be considered parked in violation until it is parked longer than the time limit indicated on the meter.~~

~~C. — The issuance and use of parking meter hoods is permissive and will not be construed to vest any privilege or property right to the permittee. Hoods, padlocks, and keys remain the property of the City.~~

~~D. — The permittee will be charged a fee for replacement and administrative costs for parking meter hoods which are lost, damaged or vandalized.~~

~~E. — A fee will be charged to the permittee when a meter hood is not returned on the date designated.~~

~~F. — The permittee will be charged an additional fee for each hood which is retrieved by City personnel.~~

~~G. — The sign(s), meter hoods, or other devices designating a reserved area may only be used to reserve the number of parking spaces or total street frontage as allowed by the permit.~~

~~C. In non-metered areas, the permittee shall be responsible for placing the parking reservation devices per directions detailed in the parking reservation procedure.~~

~~D. Except for permits issued under authority of Subsections 17.24.017 C. and D., parking spaces may not be reserved to facilitate vending or promotional activities in the right-of-way.~~

16.20.501 Purpose.

General parking permits may be issued to reserve public right-of-way areas for use by designated parties. The Director of the Bureau of Transportation ~~City Traffic Engineer~~ may issue permits, ~~parking meter hoods, signs, or other~~ and parking reservation devices to temporarily reserve public right-of-way areas, ~~outside of the Special Traffic Control District (17.23). Within the Special Traffic Control District, the City Engineer may issue a general parking permit. The Director of the Bureau of Transportation may approve~~ general ~~General~~ parking permits ~~may that~~ apply in designated parking zones, at parking meters, or elsewhere depending on the specifications of the permit. This section will describe each general parking permit and the regulations for enforcement of the permit.

16.20.503 Current Approval Required Before Use.

- A. All general parking permits, ~~including meter hoods~~, must have current approval of ~~the City Engineer or the City Traffic Engineer~~ the Director of the Bureau of Transportation at the time the permit is used by the permittee.
- B. The ~~City Traffic Engineer or City Engineer~~ Director of the Bureau of Transportation may deny a general parking permit application based on a demonstrated history of improper use by the applicant during the previous 12 months.
- C. No permit will be issued to any applicant who has an outstanding balance due for prior violation(s) of or outstanding fees for permits issued by the ~~City Traffic Engineer~~ Director of the Bureau of Transportation.
- D. The ~~City Traffic Engineer~~ Director of the Bureau of Transportation may require insurance to indemnify the City from liability before issuing a general parking permit.
- E. ~~Replacement permit cards may be issued by the City Traffic Engineer upon receipt of a fee from the permittee.~~
- F. ~~—~~ A decision of the ~~City Traffic Engineer~~ Director of the Bureau of Transportation regarding the issuance of a general parking permit may be appealed to the Code Hearings Officer according to Title 22 of the Portland City Code.

16.20.510 Construction Area Permit.

- A. A Temporary Street Use construction area permit will only be issued to a person with an official street use permit, a street opening permit, a temporary street closure permit, or who is performing minor modifications or clean-up activities.
- B. A construction area permit allows placement of building materials, equipment, or commercial vehicles necessary for the performance of the work in the public right-of-way. A parking reservation device ~~meter hood/sign~~ may only be used to establish a construction area when the parking of the vehicle is essential to the performance of the construction work. Permitted construction area does not authorize the use of the right of way as employee parking. A vehicle not allowed by right to park in truck loading zone and vehicles being used to transport small tools are not essential in this regard and are not allowed in any construction area unless specifically authorized by the permit.
- C. No vehicle may park in a construction area unless authorized by the construction area permit. Identification cards may be required for authorization of the vehicle.

16.20.530 Temporary Truck Loading Area Zone Permit.

EXHIBIT A

- A. A temporary truck loading zone permit may be issued to any person proving need for the permit. The temporary truck loading area zone must be designated by issued parking reservation devices portable signs or parking meter hoods or as otherwise designated by the administrative instructions of the permit. The ~~signs, meter hoods, or other parking reservation devices~~ parking reservation devices designating the area may only be used where allowed by the permit.
- B. No vehicle may park in a temporary truck loading area unless authorized by the temporary truck loading zone area permit.

16.50.410 Vehicles Allowed on the Transit Mall and Auxiliary Vehicular Lanes by Permit.

- A. **No Changes**
- B. Except in the case of emergency and as otherwise provided for herein, the City Engineer shall not issue permits for the use of Auxiliary Vehicular Lanes between the hours of 6:00 AM and 7:00 PM Monday through Friday. The City Engineer may issue permits for Saturday and/or Sunday, but permits shall ~~not~~ be short term closures as required for operational safety of the service provider and shall not interrupt TriMet service. The Director of Transportation may approve a short term (3 days or less) permit, during otherwise restricted times, with agreement from Tri-County Metropolitan Transportation District of Oregon (TriMet). The Director shall establish rules and procedures for this type of closure.

Remainder of Section unchanged

16.90.249 Meter Area Space Reservation Device.

~~A hood that is secured over a parking meter or a marker that is placed near the curb of the parking space, which contains administrative information on permit holder and regulations.~~

17.06.030 Organization and Rules.

- A. **No Changes**
- B. The personnel of the Public Works Permitting Section shall consist of a Public Works Permit ~~Engineering~~ Manager and other employees as may be allowed and provided by City Council. Such personnel may act to enforce provisions of this Title. The Public Works Permit ~~Engineering~~ Manager shall report to the Development Division Managers of the Bureaus of Transportation, Environmental Services, and Water.
- C. The Public Works Permitting Section shall reside in the Bureau of Transportation Budget. Each year the Bureaus of Transportation, Environmental Services, and Water shall negotiate and implement an Interagency Agreement to manage administration and operations of the Section.

1. The Public Works Permit ~~Engineering~~ Manager, under the direction of the three Development Division Managers for the Bureaus of Transportation, Environmental Services and Water, and in consultation with the City Engineer and Chief Engineers of the Bureaus of Environmental Services and Water, shall establish rules and procedures for appeals. The rules may include, consistent with this Code, a description of agency decisions that are and are not subject to appeal under this Code section.

17.06.040 Appeals Panel and Appeals Board.

- A. Public Works Administrative Appeals Panel (PWAAP).
 1. **No Changes**
 2. The PWAAP shall annually elect a Chairperson from among the three development division manager members of the Panel. Meetings of the PWAAP shall be held at the call of the Chairperson, who shall call meetings at the Public Works Permit ~~Engineering~~ Manager's request.
- B. Public Works Board of Appeals (PWBA).
 1. **No Changes**
 2. The Board annually shall elect a Chairperson from among the three members of the Board. Meetings of the Board shall be held at the call of the Chairperson, who shall call meetings at the Public Works Permit ~~Engineering~~ Manager's request.
- C. Representation from the Bureaus of Fire, Parks and Recreation Forestry Division or Development Services may be called upon by the Public Works Permit ~~Engineering~~ Manager at any time to provide staff support related to appeals to be acted upon by the PWAAP or PWBA.

17.06.050 Appeals.

- A. Unless prohibited by this Code and rules adopted by the Public Works Permit Manager, any person whose application for a Public Works Permit is denied or any person who is required pursuant to, or as a written condition of, the grant of a Public Works Permit to incur an expense for the alteration, repair, or construction of a facility in the public right of way, including but not limited to pavement, sidewalk areas, stormwater facilities or utilities may appeal to the Public Works Administrative Appeal Panel (PWAAP) by serving written notice upon the Public Works Permit ~~Engineering~~ Manager. The following actions are not subject to appeal:
 1. – 5. **No Changes**
- B. **No Changes**

- C. An appellant shall serve written notice of appeal on the Public Works Permit ~~Engineering~~ Manager challenging an appealable permit decision, requirement, or condition. The notice of appeal shall be in such form as specified by the Public Works Permit ~~Engineering~~ Manager, and shall be accompanied by a fee, which shall be set on an annual basis by City Ordinance, and served within the time for appeal specified in Subsection H. of this Section.
- D. Content of the appeal. The appeal must be submitted on forms provided by the Public Works Permit ~~Engineering~~ Manager. All information requested on the form must be submitted. The appeal request must include:
 - 1. – 5. No Changes
- E. No Changes.
- F. The appellant may appeal the PWAAP decision to the Public Works Board of Appeals (PWBA) by serving written notice on the Public Works Permit ~~Engineering~~ Manager. Failure to do so shall constitute waiver of any objections to the decision. The allowable grounds for appeal to the PWBA are as stated in Subsection B. of this Section. The request for appeal to the PWBA must include all items as stated in Subsection D. of this Section, and must be made within the time for appeal specified in Subsection H. of this Section.

Remainder of Section unchanged

17.15.050 Exemptions and Discounts.

The uses listed and described in this section shall be exempt, either partially or fully, from payment of the Transportation SDC. Any Applicant seeking an exemption or a discount under this Section shall specifically request that exemption within 180 days after building permit issuance for the New Development. Where New Development consists of only part of one or more of the uses described in this section, only that/those portion(s) of the development which qualify under this section are eligible for an exemption or discount. The balance of the New Development which does not qualify for any exemption or discount under this section shall be subject to the full SDC. Should the Applicant dispute any decision by the City regarding an exemption or discount request, the Applicant must apply for an alternative exemption calculation under Section 17.15.070. The Applicant has the burden of proving entitlement to any exemption so requested.

A. – C. No Changes

- D. Discount of the Transportation SDC may be available for qualified land use types described in this Subsection and located within designated areas of the City. The Applicant has the burden of proving entitlement to any discount so requested. ~~No discount based on the person-trip methodology shall be provided for any SDC~~

~~within the North Macadam Overlay area or the Innovation Quadrant Overlay area. For projects located within the North Macadam TSDC Overlay area or Innovation Quadrant TSDC Overlay area, the discount is only applicable to the Citywide TSDC. No discount may be applied to the North Macadam Overlay TSDC or the Innovation Quadrant Overlay TSDC.~~

Remainder of section is unchanged

17.25.060 Location Rules and Review.

A. – G. No Changes

H. To ensure compliance with the Americans with Disabilities Act, there shall be a continuous passage at least 4 feet in width with a maximum 2 percent pavement cross slope within the Clear Pedestrian Zone. ~~All sidewalk café furniture must be placed on hard surfaces, consistent with Section 17.28.060.~~

I. All sidewalk café furniture must be placed on hard surfaces, consistent with Section 17.28.060. In addition, no sidewalk café furniture is allowed to be placed within a driveway approach, or within any area between the driveway approach and the property line.

J. I.—The approved Area of Operation shall be established by the City Engineer.

K. J.—Within the Transit Mall, additional criteria regarding Clear Pedestrian Zone minimum widths may be applied per the City Engineer’s discretion.

Repeal Section 17.88.080 Special Requirements for East Corridor Plan District.

~~East Corridor Plan District. Until a master street plan is adopted in the Transportation Element of the Comprehensive Plan for the East Corridor Plan District, as shown in Title 33, Map 526-1, street connectivity for the area should generally be based on a block size of 400 by 200 feet and connect to the surrounding street grid consistent with the prevailing block pattern.~~

17.88.090 Local Transportation Infrastructure Charge Required.

A. – F. No Changes

~~G.~~—The City shall allow deferred payments and provide loans as provided by administrative rule.

17.107.020 Required Elements of a Transportation and Parking Demand Management Plan.

A TDM Plan shall include, at a minimum, the following elements:

A. – B. No Changes

C. Performance Targets:

- 1. Mode split goals shall be based on the performance targets from Policy 9.49.3 Objective 9.28.h in the Transportation System Plan;

Remainder of Section unchanged

Add Chapter 17.109 Relocation Benefits Appeals.

17.109.010 Purpose.

The purpose of this Chapter is to provide an appeal process for any displacee who is dissatisfied with any ruling on their eligibility or claim for any relocation benefit payment when the City acquires private property for public use.

17.109.020 Reconsideration Conference.

A displacee wanting to appeal must first request a reconsideration conference to afford the displacee an opportunity to present additional information that may not have been considered by the City or to correct factual errors, and for the City to reconsider the claim with the new or corrected information. The request will be submitted to the bureau director of the displacing bureau on an "Appeal of Relocation Assistance" form which is available from the Right of Way Agent assigned to the file.

17.109.030 Appeal to Code Hearings Officer.

A determination issued pursuant to Portland City Code 17.109.020 may be appealed to the Code Hearings Officer, as provided for in Chapter 22.10 of Portland City Code.

17.109.040 Further Appeals.

All appeals from the Code Hearings Officer's determination in accordance with Section 17.109.030 will be by writ of review as authorized by Section 22.04.010 of the City Code and ORS 34.010 - 34.100.