

6/23/09



City of Portland Bureau of Transportation

City Engineer's Report to the City Council

Street Renaming Application
For César E. Chávez Boulevard

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Street Renaming Overview

Regulated by City Code 17.93

- Sec. 010 Criteria For Renaming
- Sec. 020 Selection of Street
- Sec. 030 Application Procedure / Fees
- Sec. 040 Review of Application /
Public Hearings

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Requirements Met

August 8, 2008

- Initial street renaming application submitted and accepted by the City Engineer in accordance with City Code.

August 13, 2008

- The City Council approved the appointment of a three person Historian Panel as outlined in City Code Title 17.93.040.

February 4, 2009

- Final Application submitted.

March 2, 2009

- City Auditor verified signatures and mailed the required postcard survey to all abutting property owners.

March 23, 30, & April 6, 2009

- The Historian Panel held three public hearings to receive testimony as to the appropriateness of the proposed honoree and historical significance of the streets under consideration.

Requirements Met

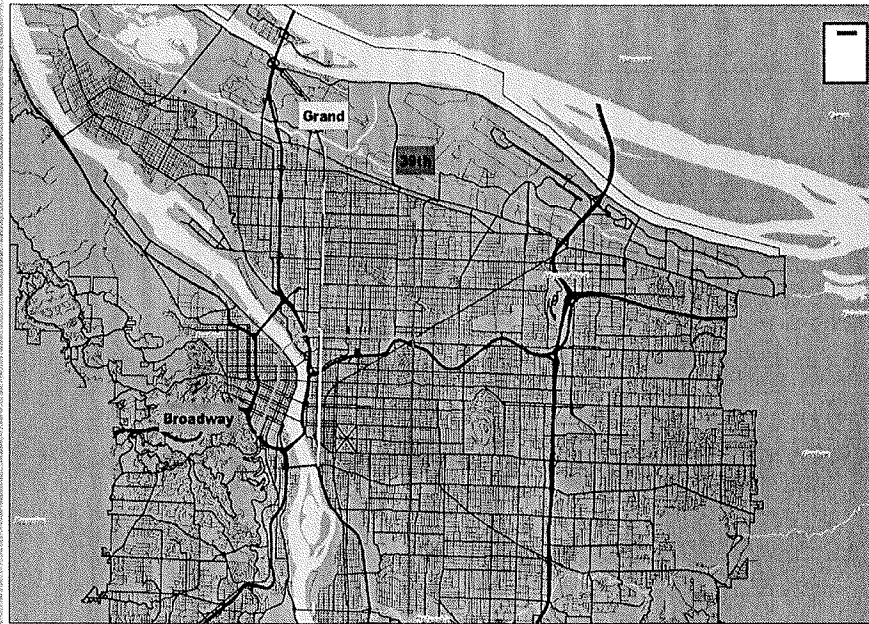
April 20, 2009

- The Historian Panel held a final public meeting to deliberate and make recommendations to the Planning Commission.
- The Panel determined César E. Chávez was an appropriate honoree.
- The Panel determined that 39th was not historically significant.

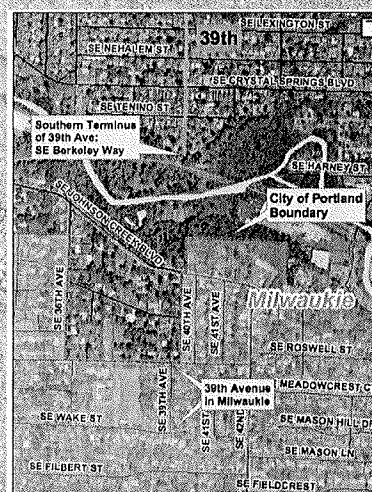
April 28 & May 12, 2009

- The Planning Commission held two public hearings to take public testimony.
- The City Engineer submitted a budget impact statement with estimated costs of \$86,000.
- The commission voted to accept the Historian Panel's report and to recommend to City Council that 39th Avenue be renamed in honor of César E. Chávez.

Map of streets considered for renaming



Maps of 39th Termini



Character of 39th Avenue

Zoning Type	Number of Properties
Commercial	52
Industrial	1
Institutional	19
Multi-Family Residence	75
Office	8
Other	6
Parks Open Space	5
Single Family Residence	655

Length – 7.22 miles

Businesses on 39th – 151

Businesses w/in 200 feet of 39th Ave. ~ 212

Businesses with 39th Ave. in their name ~ 2 on 39th Ave; 2 – near 39th Ave.

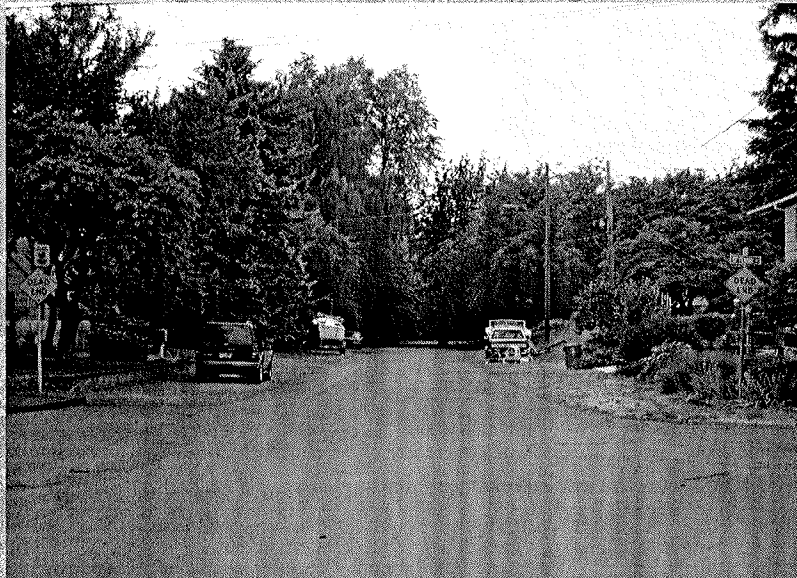
Neighborhood Associations – 15

Business Associations – 4

Approximately 28,000 vehicles per day

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39th at SE Tenino Looking South



8

39th at SE Crystal Springs Looking North



9

39th at SE Holgate Looking North



10

39th at SE Clinton Looking North



11

39th at SE Yamhill Looking North



12

39th at SE Stark Looking North

13

39th at NE Glisan Looking North

14

39th at Broadway Looking North



15

39th at NE Tillamook Looking North



16

39th at NE Fremont Looking North



17

39th at NE Prescott Looking North



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39th at NE Liberty Terrace – N. Terminus



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Summary

- The City Council may consider approving or denying the application in accordance with City Code and State Statutes.
- If approved The Bureau of Transportation will implement the street name change in accordance with Title 17.93.
- If denied the application is filed with no further action and the subject name and street under consideration shall not be considered for at least two years.
- The consultant retained by the City to assist the Historian Panel is under contract to collect and report to the Council recommended changes to the current street renaming code. This report is expected to be presented by mid-summer.

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Summary of City Code (Title 17.93) for Street Renaming

17.93.010 Criteria For Renaming a City Street.

A. Any individual or organization may apply to the City to rename a City street. City streets may only be renamed after a prominent person. Such prominent person must be:

- 1.** a person who has achieved prominence as a result of his or her significant, positive contribution to the United States of America and/or the local community;
- 2.** a real person; and
- 3.** a person who has been deceased for at least five years.

B. Only one street renaming application shall be processed at a time, and only one street name change shall be implemented per year for a major traffic or district collector street. Additional applications shall be placed on a waiting list and processed in order of submission when this criteria can be met.

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17.93.020 Selection of Street to be Renamed.

A. The name of the street proposed for renaming shall not be changed if the existing name is of historic significance, or the street is significant in its own right.

B. The street proposed for renaming must start and terminate entirely within City boundaries.

C. The name of any street shall be the same for its entire length. Renaming only portions of a street shall not be permitted.

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17.93.030 Application Procedure and Fees.

The applicant must conform to the following procedure in applying to rename a City street:

A. The applicant shall submit evidence to the City Engineer that the street renaming proposal is in compliance with Section 17.93.010 A, 2, and A. 3., and Section 17.93.020 B, and C. If the submittal is in compliance with the above referenced sections, the City Engineer shall issue the application materials described in Subsection B.

B. The applicant shall obtain from the City Engineer:

1. official petition forms;
2. instructions as to fees and required procedures; and
3. the application form.

17.93.030 Application Procedure and Fees. (cont.)

C. The applicant shall, after filing a completed City Engineer's application form and paying any applicable fees:

1. Obtain a minimum of 2500 signatures in support of the proposal from legal residents of the City at large or signatures of at least 75% of the abutting property owners along the street proposed for renaming on the petition forms supplied by the City Engineer.

2. Make a good faith effort to obtain a letter of concurrence to the proposed street renaming from the honoree's surviving spouse, children, or parents, in that order. The City Engineer shall accept registered mail receipts and copies of all letters as evidence of compliance with this provision.

3. Provide to the City Engineer supporting information including a complete biography of the proposed honoree with references of substantiation, honors received, contributions to the national and/or local community, et cetera, which will be reviewed by a historian panel appointed pursuant to Section 17.93.040 A. This submission shall contain sufficient information to allow the historian panel to accurately assess the appropriateness of renaming a street after the proposed honoree.

17.93.030 Application Procedure and Fees. (cont.)

D. The applicant shall have 180 calendar days to complete and submit the information required by Subsection C. to the City Engineer's office. If the completed application has not been submitted to the City Engineer within 180 calendar days after the application has been received by the applicant, the application shall be invalid. No time extension shall be granted. At the time of submission, the City Engineer shall check the applicant's application and accept it only if it is complete and appears to comply with the requirements of Sections 17.93.010 through 17.93.030.

1. If the City Engineer accepts the submission, the applicant shall make a fee deposit to cover the full cost of printing and mailing postcards and public notices as determined by the City Auditor. The minimum fee deposit shall be \$500 if the street proposed for renaming is ten City blocks (1/2 mile) or less in length. If the street proposed for renaming is more than ten City blocks (1/2 mile), the minimum deposit shall be \$1,000. The Auditor shall refund any unused portion of the deposit to the applicant, or the applicant shall be required to pay for any cost of printing, mailings, and public notices in excess of the fee deposit.

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17.93.040 Review of Application and Public Hearings

Upon receipt of the applicant's packet, the City shall process the application as follows:

A. The City Engineer shall, within 14 calendar days after submission of the completed application, refer the street renaming application to a panel of three historians or persons with appropriate expertise appointed by the Commissioner in charge of the Bureau of Transportation for review and determination as to appropriateness of the proposed name and its compliance with criteria for selecting a new street name, and determination as to historic significance of the street.

B. The City Engineer shall notify all neighborhood and business associations recognized by the City which encompass or represent owners of property or businesses located on property abutting the street proposed for renaming of the proposed renaming and request that they submit in writing to the City Engineer their support or opposition to the proposed name change within 45 days.

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**17.93.040 Review of Application and Public Hearings
(cont.)**

C. The Historian Panel shall have 45 calendar days from the date of receipt to review the application and advise the City Planning Commission as to its recommendations. If the panel does not provide a recommendation within the 45-day period, the Planning Commission shall review the application with no recommendation unless the Planning Commission grants a time extension to the Historian Panel, which shall not exceed 14 calendar days.

D. Concurrent with the Historian Panel review under Subsection C. of this Section, the Auditor shall conduct a postcard mailing survey of each legal owner and each legal address abutting the street in question, notifying them that there will be public hearings by the Planning Commission and City Council regarding the proposed street renaming and requesting the occupant and owner's input within 30 calendar days, as to the proposed name change. The Auditor shall also receive and tabulate all responses to the postcard survey and forward the results to the City Planning Commission.

E. The City Engineer shall prepare and submit to the Planning Commission a budget impact statement as to the direct cost of production and installation of new street name signs and related City costs.

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**17.93.040 Review of Application and Public Hearings
(cont.)**

F. The City Planning Commission shall conduct a public hearing on the matter and make a recommendation to the City Council as to the best interest of the City and the area within six miles of the City limits in accordance with ORS 227.120.

G. The Auditor shall schedule a public hearing before City Council on the matter. Notice of the hearing shall be published in a newspaper of general circulation not less than once within the week prior to the week within which the hearing is to be held.

H. A public hearing shall be held before City Council on the proposed street name change.

I. The Council may approve or deny application for a street name change upon determination of the best interests of the City and the area within six miles of the City limits. If Council denies the application, it is filed with no further consideration, and the subject name and street shall not be considered again under this Policy for a period of at least two years. If Council approves the application, certified copies of the enabling Ordinance shall be filed with the County Recorder, County Assessor, and County Surveyor.

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