

**ORDINANCE No. 185212**

\*Amend Public Improvement Code to reflect current policies and existing Administrative Rule as passed by City Council on May 18, 2011 (Ordinance; amend Code Section 17.24.017)

The City of Portland ordains:

Section 1. The Council finds:

1. Council passed Ordinance No. 184596 authorizing amendments to Code Section 17.44.020 on May 18, 2011.
2. Council passed Ordinance No. 184957 authorizing amendments to multiple sections of Title 17 on October 26, 2011.
3. The Ordinance passed on October 26, 2011 removed 17.44.020 and replaced with 17.24.017; this action inadvertently erased the previous code changes passed by Council on May 18, 2011.

NOW, THEREFORE, the Council directs:

- a. Amend 17.24.017 follows:

**17.24.017 Temporary Street Closure.**

The Director of the Bureau of Transportation may close or allow by permit to be closed temporarily any street or portion thereof for the following reasons:

- A. To facilitate construction, demolition or installation of facilities on public or private property.
- B. To restrict vehicular use of an unimproved street for the protection of the public or to eliminate a neighborhood nuisance.
- C. To provide for ~~special events, such as block parties or neighborhood fairs.~~
- D. To provide for community events alcohol prohibited or community events alcohol allowed.

Such closures shall include the requirements of the City Traffic Engineer and provide for appropriate insurance as required by the Director of the Bureau of Transportation protecting the public and the City.

A person will be denied a permit under PCC Section 17.24.017 C. & D. if more than 50 percent of the property owners abutting the street to be closed object to the closure or if another City Bureau objects to the closure based on concerns for neighborhood livability such as noise, disorderly conduct, litter, or public safety.

A person who is denied a permit under PCC Section 17.24.017 C. & D. may appeal the matter to City Council. The applicant shall file with the City Auditor within five days after denial a written notice of appeal. The notice shall identify the decision that is being appealed, and include the appellant's name, address, phone number, signature, and a clear statement of the specific reason(s) for the appeal. Upon receipt of such appeal, the Auditor shall then place the matter upon the Calendar of the City Council. At the hearing, the Council may affirm or modify the decision of the Director of the Bureau of Transportation as the Council may deem necessary.

Section 2. The Council declares an emergency exists because the Administrative Rule and the code section need to be consistent for permit issuance; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,

Mayor Sam Adams  
Prepared by: Jeri Jenkins; slg  
Date Prepared: March 6, 2012

MAR 21 2012

**LAVONNE GRIFFIN-VALADE**

Auditor of the City of Portland

By



Deputy

18212

Agenda No. **185212**  
**ORDINANCE NO.**  
 Title

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<p style="text-align: center;"><b>INTRODUCED BY</b>                  Commissioner/Auditor:  <b>MAYOR SAM ADAMS</b></p>	<p>CLERK USE: DATE FILED <u>MAR 16 2012</u></p>
<p style="text-align: center;"><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Adams <i>[Signature]</i></p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</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 style="text-align: center;"><b>BUREAU APPROVAL</b></p> <p>Bureau: Bureau of Transportation                  Group Manager: Greg Jones                  Development &amp; Capital Program                  Other: <i>[Signature]</i></p> <p>Prepared by: Jeri Jenkins:slg                  Date Prepared: 3-6-12 <i>[Signature]</i></p> <p>Financial Impact Statement                  Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>                  Not Required <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  <b>March 21, 2012</b></p>	
<p><b>City Attorney Approval</b> <i>[Signature]</i></p>	<p><b>ACTION TAKEN:</b></p>

<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p>Start time: _____</p> <p><b>Total amount of time needed:</b> _____                  (for presentation, testimony and discussion)</p>
<p><b>CONSENT</b> <input checked="" type="checkbox"/></p>
<p><b>REGULAR</b> <input type="checkbox"/></p> <p><b>Total amount of time needed:</b> _____                  (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. Leonard	4. Leonard	✓	
Adams	Adams	✓	

Toni ✓