



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(Revised: 8/18/11)

Board Clerk Use Only

Meeting Date: 11/29/12
Agenda Item #: R.2
Est. Start Time: 9:45 am
Date Submitted: 11/20/12

**Agenda
Title:**

Amending County Land Use Code to Adopt Portland's Comprehensive Plan and
Zoning Regulation Changes for the Citywide Tree and 122nd Avenue Projects and
Declaring an Emergency.

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested

Meeting Date: November 29, 2012

Time

Needed: 5 Minutes

Department: Community Services

Division:

Land Use and
Transportation

Contact(s): Adam Barber

Phone: 503-988-3043

Ext. 22599

I/O Address: 455/116

Presenter

Name(s) &

Title(s): Charles Beasley, Senior Planner

General Information

1. What action are you requesting from the Board?

Adopt the ordinances as recommended by the Portland Planning and Sustainability Commission and adopted by Portland City Council.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The proposed ordinance incorporates plan and zoning code changes from three City of Portland ordinances into the Multnomah County Code pursuant to the agreements described below. Two of the ordinances are intended to clarify the Citywide Tree Project regulations that were adopted by the City and County in April and May of 2011. The other ordinance amends the comprehensive plan and zoning map to implement the SE 122nd Avenue Rezone Project. The rezoning is intended to increase neighborhood serving commercial and employment opportunities along the southern portion of SE 122 Avenue.

On October 11, 2001 the Board adopted Ordinance 967 (effective date January 1, 2002) adopting, in summary, the Portland Comprehensive Plan and zoning ordinance. The County and the City of Portland have been engaged in agreements enabling the City of Portland to provide planning services to achieve compliance with the Metro Functional Plan for those areas outside the City limits, but within the urban growth boundary and urban

service boundary of Portland. Since the adoption of Ordinance 967 and subsequently Ordinance 997, the attached ordinances have been passed by the Portland City Council and therefore the County must adopt them pursuant to our intergovernmental agreement to keep the code up to date. Multnomah County and the City of Portland entered into an Intergovernmental Agreement (IGA) to transfer land use planning responsibilities on January 1, 2002. The IGA lays out a process requiring the County to ensure that any amendments to the City's comprehensive plan, zoning code and other regulations adopted by the City Council will be considered by the County Board of Commissioners at the earliest possible meeting. It also states "The County Board of Commissioners shall enact all comprehensive plan and code amendments so that they take effect on the same date specified by the City's enacting ordinance" (unless adopted by emergency). The City will have taken action on all of the above items by the hearing date of this ordinance. If the County does not adopt these amendments, the IGA will be void and the County will be required to resume responsibility for planning and zoning administration within the affected areas.

3. Explain the fiscal impact (current year and ongoing).

NA

4. Explain any legal and/or policy issues involved.

State law requires a notice be placed in a newspaper of general circulation 10 days prior (11/19/12) to the BCC hearing. The County Attorney's office was involved in the drafting of the original IGA and has been involved in coordinating our compliance effort through adoption of these code amendments.

5. Explain any citizen and/or other government participation that has or will take place.

The City included the County affected property owners in their noticing for these code revisions when required pursuant to the IGA and directed them to the City legislative process.

Required Signature

**Elected
Official or
Department
Director:**

M. Cecilia Collier /s/

Date:

11/20/12