



1120 SW Fifth Avenue, Suite 800 Portland, OR 97204 503.823.5185
 Fax 503.823.7576 TTY 503.823.6868 www.portlandoregon.gov/transportation
 Steve Novick Commissioner Leah Treat Director

TSP Stage 2 Update Discussion Draft - October 2015: Public Feedback on Section 16: Street Vacation Code

TEG + Public Feedback	Commenter	Staff Response	Comment Source
17.84.025 Approval Criteria (p. 3) should be amended to definitively include retaining street ROW for pedestrian and bike pathways. The wording (public “facilities” and “bicycle/pedestrian spacing”) implies this is the case, but the code should be very clear. Using undeveloped street ROW for pathway connections in SW has been a huge benefit for mobility.	Keith Liden	Transportation function includes ped and bike.	Email/ TEG facilitator
On a related note, policies are in draft regarding the use of unimproved street ROW for pathways. As drafted, it includes a provision giving adjoining property owners veto power over the use of public street ROW for transportation purposes (walking/cycling). This approach is also found in the proposed Tryon-Stephens Plan heading to City Council. What is the status of this policy, and how does it relate to these code provisions?	Keith Liden	There is not a veto for neighbors here or in trails policy. Prior to a review property owner must demonstrate adjacent property owner support. The Tryon Stephens Plan recommendation relates to limiting auto access not allowing ped/bike access.	Email/ TEG facilitator
Section 16 street vacation code—approval criteria for vacating streets—it implies that vacation wouldn’t happen if there was a trail or pathway needed—more specificity wanted.	Oct. TEG meeting notes	Transportation function can include trails.	TEG Notes
"There shall be no encroachments that impede movement on the right of way." There should be something in the TSP that says that with the regards to street vacations.	Oct. TEG meeting notes	Separate encroachment policies.	TEG Notes

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I'm glad this is going into Title 17. There are some folks (hopefully no longer at PBOT) who didn't take policy very seriously.	Jeanne Harrison, informal comments from NWDA TC	Thanks!	Email
Someone in BPS told me that there will be no objectives to fill out the intent of the Policies in the Comp Plan (because there are so many of them). If this is true, how will the TSP objectives – many of them required by the Transportation Planning Rule (and currently incorporated into the existing Comp Plan) be adopted? We talked about this at our meeting, but it does seem problematic. I hope that the Policies of the Comp Plan, once adopted will be incorporated into the TSP with objectives – existing and new “assigned” to each Policy. It is so much easier on the reader if all the transportation policies and related objectives are in one place.	Jeanne Harrison, informal comments from NWDA TC	Comment is broader than street vacations; Objectives will be organized in the new 2035 TSP by Comp Plan "policy groupings" as shown in the Reference Section (p i-ii). This approach is consistent with the structure of the 2035 Comp Plan which grouped goals separately from policies.	Email
P 3. 17.84.025A1 change to "...needed for trails, public services, facilities,..."	Don Baack	Transportation function can include trails.	Email
A5 change to "...system of public streets, or trails, that is generally"	Don Baack	Transportation function can include trails.	Email
A6. Add "There is no evidence of current use as a trail nor community testimony suggesting a future use as a trail".	Don Baack	Unclear request, but trail needs to be adopted in a plan, or proposed for inclusion in a plan. Additional trail analysis will be part of a future ped master plan update.	Email
The new criteria are an improvement, but neither here nor in the Comp Plan does there seem to be a process for engaging with area or modal representatives re: alternative uses for a street considered for vacation. Would street vacations fall under the notification system for the disposition of public property? At present there seems to be a 21 day notice process, too short for most neighborhoods or other groups that meet monthly to respond.	Linda Nettekoven	Process question and concern. Will work with appropriate PBOT and BPS Staff to look at these issues.	Email
Alternative use of streets/ROW There also needs to be a rethinking of the process and criteria that a community group could use if members have a plan for an alternative use of a street (bike or pedestrian path, community garden, parklet, etc.)	Linda Nettekoven	Process question and concern. Will work with appropriate PBOT and BPS Staff to look at these issues.	Email