

## ORDINANCE No.

\*Authorize a waiver to Title 17 Underground Wiring Districts Code to allow for the placement of electrical conduit and lighting in the public right of way at Ankeny West (Ordinance; allow exception to Code Section 17.60.020)

The City of Portland ordains:

Section 1. The Council finds:

1. The City, through the Portland Bureau of Transportation (PBOT), manages the public right-of-way to shape a livable city for all. The Culinary Corridor project encourages positive activation of the right of way by using food cart pods to bring local small businesses, community organizations and residents together.
2. PBOT has partnered with Friends of the Greet Loop, Prosper Portland, and Portland Parks and Recreation to implement the Culinary Corridor: a project that seeks to create spaces for food carts in the Central City of Portland. Ankeny West is the first of three planned phases of the Culinary Corridor project and is located in the right of way between SW Park & SW 8th and W Burnside & SW Ankeny in the Central City.
3. PBOT will close portions of streets adjacent to Ankeny West to accommodate for the food cart pod. These streets include SW Park Ave from W Burnside Street to SW Oak Street, SW Ankeny Street from SW Park Ave to SW 8<sup>th</sup> Ave, and SW 8<sup>th</sup> Ave from W Burnside to SW Ankeny Street. Electrical conduit will be run along portions of the right of way to provide power to the food carts. Lighting may also be strung along the street.
4. Per *Portland City Code (PCC) Chapter 17.60 Underground Wiring Districts*, overhead wires and conduit on the street are prohibited in underground wiring districts in the City of Portland (PCC 17.60.020). This project occurs in District A of the Underground Wiring District. Approval of this ordinance would create a waiver to *PCC 17.60.020 Overhead Wires Prohibited* for electrical conduit and lighting across commercial streets adjacent to Ankeny West.

NOW, THEREFORE, the Council directs:

- a. A waiver to City Code Section 17.60.020 be enacted to allow for the placement of electrical conduit and lighting in the right of way adjacent to Ankeny West subject to all reviews, approvals, and permits as required by the City of Portland.

Section 2. The Council declares that an emergency exists because delay in this exemption may result in a delay in the Ankeny West project completion; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,

Commissioner Jo Ann Hardesty  
Prepared by: Gene Yamamoto, MG, PBOT  
Date Prepared: 6/2/2021

**Mary Hull Caballero**  
Auditor of the City of Portland  
By

Deputy

**496**  
 Agenda No.  
**ORDINANCE NO.**  
 Title

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<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Jo Ann Hardesty</b>	CLERK USE: DATE FILED <u>June 14, 2021</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance & Administration - Wheeler Position 1/Utilities - Rubio Position 2/Works - Ryan Position 3/Affairs - Hardesty <i>Jo Ann Hardesty</i> Position 4/Safety - Mapps	Mary Hull Caballero Auditor of the City of Portland  By: <u><i>Keelan McClymont</i></u> Deputy
<b>BUREAU APPROVAL</b> Bureau: PBOT Bureau Head:	<b>ACTION TAKEN:</b>
Prepared by: <u>GY</u> Date Prepared: <u>6/3/2021</u>	
<b>Impact Statement</b> Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
<b>Portland Policy Document</b> If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>City Auditor Office Approval:</b> required for Code Ordinances	
<b>City Attorney Approval:</b> Ken McGair required for contract, code, easement, franchise, comp plan, charter <small>Digitally signed by Ken McGair          Date: 2021.06.08 10:33:19 -0700</small>	
Council Meeting Date <u>June 23, 2021</u>	

<b>AGENDA</b>
<b>TIME CERTAIN</b> <input type="checkbox"/> <b>Start time:</b> _____  <b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input type="checkbox"/>
<b>REGULAR</b> <input checked="" type="checkbox"/> <b>Total amount of time needed:</b> <u>5min</u> (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Rubio	1. Rubio	
2. Ryan	2. Ryan	
3. Hardesty	3. Hardesty	
4. Mapps	4. Mapps	
Wheeler	Wheeler	

## IMPACT STATEMENT

**Legislation title:** \*Authorize a waiver to Title 17 Underground Wiring Districts Code to allow for the placement of electrical conduit and lighting in the public right of way at Ankeny West. (Ordinance; allow exception to Code Section 17.60.020)

**Contact name:** Matt Grumm

**Contact phone:** 503-823-8753

**Presenter name:** Matt Grumm

**Purpose of proposed legislation and background information:**

- To waive Title 17.60.020 Underground Wiring District to allow the placement of electrical conduit and lighting for the Ankeny West food cart pod project.

**Financial and budgetary impacts:**

- There is no financial or budgetary impact for this specific waiver of the code.

**Community impacts and community involvement:**

- This project envisions bringing activity and vibrancy to a challenging part of the Central City. PBOT, Prosper Portland and PP&R are partnering with the community group Friends of the Greenloop to assist food cart owners displaced by development.

### Budgetary Impact Worksheet

**Does this action change appropriations?**

- YES:** Please complete the information below.  
 **NO:** Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount