

PBOT

PORTLAND BUREAU OF TRANSPORTATION

1900 SW Fourth Avenue, Suite 5000, Portland, OR 97201 503.823.5185
Fax 503.823.7576 TTY 503.823.6868 www.portlandoregon.gov/transportation

Dan Saltzman Commissioner Leah Treat Director

TO: PBOT Development Review Staff
FROM: Kurt Krueger, ^{KDK} Development Review Division Manager
DATE: February 1, 2017
SUBJECT: DRP 5.01 - Intersection Corner Upgrades and ADA Compliance

Purpose statement:

Guidance has been necessary with respect to corners and when PBOT should/should not require upgrades to satisfy current ADA standards.

Explanation/staff analysis:

In relation to Building Permit and Land Use reviews, PBOT Development Review staff have struggled to determine when corners that are not built to current ADA standards must be reconstructed. This is especially the case when either one or both of the abutting site frontages are already constructed in compliance with Pedestrian Design Guide or special district standards. Complications include alignment challenges with existing and/or required sidewalk corridor conditions, location of existing infrastructure (utility poles, street lighting/signal poles, etc) and timing of sidewalk corridor/corner improvements associated with Capital Improvement Projects.

PBOT must balance equitable pedestrian access and compliance with federal ADA requirements (Chapter 4: Accessible Routes/Dept of Justice ADA Standards) with a variety of other goals, policies and objectives in relation to development that occurs throughout the city.

DR policy:

The policy must be broken up into reviews associated with either residential or commercial building permits.

Residential permits:

If existing corner(s) are not constructed to current ADA standards, and one of the abutting street frontages must be reconstructed to current City standards, the existing corner *will not be required to be upgraded to current ADA standards (unless necessary to maintain pedestrian corridor alignment)*.

If existing corner(s) are not constructed to current ADA standards, and both abutting frontages must be reconstructed to current City standards, the existing corner *must be reconstructed to current ADA standards*.

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The Portland Bureau of Transportation fully complies with Title VI of the Civil Rights Act of 1964, the ADA Title II, and related statutes and regulations in all programs and activities. For accommodations, complaints and information, call (503) 823-5185, City TTY (503) 823-6868, or use Oregon Relay Service: 711.

Commercial permits:

If existing corner(s) are not constructed to current ADA standards, the existing corner(s) *must be upgraded to current ADA standards, if either of the thresholds of Code Section 17.88.020.A are triggered.*

Additional Information:

Referral to PBOT's curb extension policy may be necessary to ensure that the above referenced ADA requirements are satisfied.