

INTER-BUREAU CODE CHANGE PROJECT LIST

Last Updated September 16, 2021

| Lead Bureau | Title/Code Guide/ Program Guide/ Admin Rule | Project Name | Step (1-5) | Project Lead | Reviewers | Next Steps & Key Dates | Online Document/Draft |
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| BDS | Title 24 | Administrative Provisions | 5 | Nancy Thorington | Terry Whitehill Doug Morgan Amit Kumar Natalie Dideon | Adopt administrative provisions of the Residential and Commercial Building Codes (Chapter 1) based on recent revisions. Final version of Chapter 1 OSSC and ORSC were effective date of April 1, 2021. First reading was September 1st; second reading was September 8th. Effective 30 days after second reading. | |
| BDS | Title 24 | Chapter 24.85 - Seismic Regulations | 4 | Nancy Thorington, Doug Morgan | Amit Kumar | Amend Chapter 24.85 to update seismic upgrade triggers that were deleted when the URM placarding ordinance was repealed. Allow for increase in occupant load by greater of 150 or 10% whichever is higher before a seismic upgrade is triggered. Revise retrofit standards for change of occupancy from R-3 to R-1 or R-2 for Residential Infil Projects. | |
| BDS | Admini Rule | Special Inspection Program Admin Rules | 4 | Nancy Thorington, Amit Kumar | Various | Rescinded prior version; added temporary rules to BDS website; update drafted to reflect current practices. Being reviewed by City staff, then to be circulated for final internal review, review by City Attorney and public comment. These changes are necessary because the Oregon Building Officials Association (OBOA) discontinued its program of certifying special inspectors, so BDS must create a program for verifying special inspector credentials and ensuring requirements for special inspections are being met. | |
| BDS | Admin Rule | Fee Refunds and Waivers | 2 | Emily Sandy | Various; Sherri Peterson | Consolidate policies regarding permit fee waivers and refunds into one Administrative Rule. Draft in development. | |
| BDS | Admin Rule | Private Rights-of-Way | 1 | Kimberly Tallant | Land Use Services | Interim rule changes to bring code into alignment with RIP Title 33 code changes were adopted https://www.portland.gov/sites/default/files/2021/interim-private-street-administrative-rule_final-7-29-21-signed-web_0.pdf . Next step is to adopt a permanent version by end of January 2022. | |

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| BDS | Admin Rule | Private Rights-of-Way | 5 | Kimberly Tallant | Land Use Services | Interim rule changes to bring code into alignment with RIP Title 33 code changes | https://www.portland.gov/sites/default/files/2021/interim-private-street-administrative-rule_final-7-29-21-signed-web_0.pdf |
| BDS/BES | Admin Rule | Erosion Control Manual | 2 | Emily Sandy | BES, BDS Site Development, BDS Site Inspections | Comprehensive update to manual. First public review draft to be published September 2021. Review draft will also include proposed changes to Title 10, Erosion and Sediment Control, and a separate administrative rule for BDS enforcement of erosion control requirements. | |
| BDS | Admin Rule | Lien Reduction Review Process | 2 | Beth Benton / Nancy Thorington | Property Compliance Division | Reviewing, updating and amending the current Admin Rule for "how" Property Compliance reviews and processes property owner requests for Lien Reductions resulting from their code enforcement cases. Project Goals are to 1. minimize negative impacts for struggling property owners resulting from ongoing code enforcement liens; 2. ensure an equitable approach to the lien reduction review process; and 3. ensure that we achieve a reasonable balance of cost recovery from a fiduciary perspective. Status: Just beginning this project (as of May 2021); expecting to have a draft version ready for public review and comment later in 2021. | |
| BDS | Code Guide | Canabis Facilities | 4 | Mieke Keenan | Fire Bureau | ON HOLD Moving from Code guide to Program guide. Final comments expected in May with estimated completion in July. | |
| BDS | Code Guide | Fire Rating Eaves | 4 | John Butler | Plan Review/Inspections | Allowing alternative methods of fire rating close to property lines when accessory structures are converted to habitable space. Draft circulated for 2nd internal review. | |
| BDS | Code Guide | Office Space/Occupant Load Calculations | 4 | Nancy Thorington/ Jody Orrison | Terry Whitehill Doug Morgan Amit Kumar Natalie Dideon | Clarify and develop criteria for occupant loads for flexible office space for purposes of egress, seismic upgrades and plumbing fixture counts. BDS is working with BOMA representatives on the language for the Code Guide and will meet with BOMA representatives in the next week or so to discuss final language for the Code Guide. | |
| BDS | Code Guide | Seismic Upgrade Analysis | 1 | Amit Kumar, Nancy Thorington | Doug Morgan Amit Kumar | Code guide to clarify how to prepare an occupancy matrix to compare proposed occupant loads with the 2004 occupant loads and conduct permit history research | |

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| BDS | Code Guide | Habitable Space Standards for Existing Elements within One and Two Family Dwellings | 5 | Jody Orrison | Terry Whitehill | Revise existing code guide to clarify ceiling height calculations | |
| BDS | Program Guide | Residential and Commercial Solar Projects | 3 | Mieke Keenan Amit Kumar | Permtting Services, Inspections Land Use, Fire | ON HOLD: Consolidate the existing RS and CO program guides into one guide that includes guidance on the prescriptive and engineered process. Updates will include changes that may result from the expedited solar permit pilot currently under development. | |
| BDS | Handout | Floating Structures handout regarding applicable regulations | 1 | Dave Tebeau/ Nancy Thorington | River Community Advisory Committee; Sherri Peterson | Confusion exists regarding which regulations apply to floating structures, when permits are required, when structural reviews are required, and other issues identified by the River Community Advisory Committee. BDS staff will meet with the River Community Advisory Committee and draft the handout. [This is a placeholder; no work is currently being done on this project.] | |
| BPS | | Anti-Displacement Action Plan (ADAP) | 2 | Kathryn Hartinger | | The Anti-Displacement Action Plan ADAP is a joint effort between the City and the community to coordinate policies and actions that promote equitable development and reduce the harmful impacts of involuntary displacement on residents, businesses and cultural organizations. Staff released a foundation report at the end of April, and the zine "A Dream Rezoned" in July, available on the website. Staff briefed the PSC on 6/8/21. Staff will begin working with a coalition of community groups to create work shops in fall 2021. Community members can sign up for project updates. | www.portland.gov/bps/adap |
| BPS | Title 33 | Lower Southeast Rising Area Plan | 1 | Marty Stockton | | This plan will assess land use and transportation issues in portions of Brentwood-Darlington, Mt Scott-Arleta, Woodstock, and Lents. This will include assessing limitations on commercial and housing opportunities, and alternative transportation needs and may result in zoning changes. The Project Advisory Committee's next meeting is September 27. An existing conditions report and project summary is available | www.portland.gov/bps/lower-se-rising |
| | Comp Plan & Title 33 | Parkrose Community Plan | 1 | Bill Cunningham, Leslie Lum | None | BPS is supporting the Historic Parkrose Neighborhood Prosperity Initiative (NPI) on a community led plan in conjunction with PBOT and ODOT. The plan will focus on displacement, job needs, unsafe conditions on Sandy and disaster preparedness. An initial briefing was held with the PSC on July 13, and a virtual open house was held on July 20 through the Parkrose Neighborhood Association | https://www.portland.gov/bps/parkrose-community-plan |

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| BPS | Title 33 | Residential Infill Project 2 | 1 | Morgan Tracy | Sean Williams | This project includes updates and cleanups as the result of further legislative changes from recent legislative bills. Infill development options are expanded to R10 and R20 zones. Cottage clusters are also being considered as an alternative development type in single dwelling zones, as well as allowing post development land divisions provided through SB458. Proposed Draft is anticipate in late October. PSC briefing tentatively scheduled for 11/23 (or 11/30) and hearing tentatively scheduled for 12/14/21.. | TBD |
| BPS | Title 33 | Historic Resources Code Project | 4 | Brandon Spencer-Hartle | Hillary Adam | This project updates zoning code for identifying, designating, protecting and regulating historic resources. The Proposed Draft to PSC was released in mid September 2020. PSC public hearing was held in October and November, and work sessions were held throughout first 4 months of 2021. The PSC recommended approval with amendments on May 4. A Recommended Draft was released on June 30 in advance of the City Council hearings anticipated in November 2021. Testimony is open via the MapApp. | https://portland.gov/bps/hrcp |
| BPS | Title 33 Guideline | South Portland Historic Design Guidelines | 1 | Brandon Spencer-Hartle | Hillary Adam | An update to the existing guidelines that apply to the South Portland Historic District. A Community Advisory Group (CAG) is meeting as needed with staff to guide development of this proposal. | https://portland.gov/sphd-guidelines |
| BPS | Policy/Title 33 | West Portland Town Center Plan | 3 | Joan Frederiksen | | An inclusive Plan for the area around the Barbur Transit Center to anticipate light rail, future development and displacement. PSC were briefed on August 10 in conjunction with the release of the Proposed Draft. Public comment can be entered through the MapApp PSC held their first hearing on September 14th, and continued the hearing until September 28, at which point testimony will be closed. | https://portland.gov/wpdxtown-center |

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| BPS | Policy/Title 33 | South Portland Area Planning (Ross Island Bridge) | 1 | Kevin Bond | Hillary Adam | Refining land use, circulation and urban design along SW Naito and around the Ross Island Bridgehead Project in coordination with PBOT and is part of BPS' SW Corridor Inclusive Communities. Staff provided several briefings and an online public event on 10/20/20. Presentation of this is available on website. Following the failure of the Metro transportation bond, PBOT is putting the bridgehead realignment project on hold , but BPS staff is finalizing draft development concepts and land use plan and a racial equity analysis. A draft land use plan is anticipate late in 2021 with an online open house. | https://portland.gov/naito-mainstreet |
| BPS | Title 33 | Environmental Overlay Zone Map Correction Project | 4 | Mindy Brooks | Morgan Steele | Updates zone maps of Environmental overlay zones citywide. PSC hearings and worksession have occurred during past year. Staff presented updated wetland data on 7/27/21. PSC held final hearing on 8/24/21 and kept testimony open until 9/10/21. Site visist were also conducted until September 10. PSC work session and vote anticipated on September 28. | https://portland.gov/ezones |
| BPS | Title 33 | Fossil Fuels Zoning Project | 5 | Tom Armstrong | | Code amendments restrict the expansion of Fossil Fuels terminals. This project, approved in 2016, was appealed to the Oregon Supreme Court and referred back to City Council. Council adopted the new ordinance on 12/18/19, effective under emergency. The revised decision was appealed again and heard by LUBA on 7/14/20. LUBA remanded back to the city for additional findings. <u>City Council rehearing TBD</u> | https://portland.gov/fossil-fuel-zoning |
| BPS / PBOT | Title 33 + | Montgomery Park to Hollywood Transit and Land Use Strategy | 1 | Barry Manning (BPS) Kate Drennan (PBOT) | | A joint PBOT/BPS project to explore options for a successful transportation and land use strategy potentially involving streetcar between Montgomery Park and the Hollywood TC. Project was in urban design concept phase with the help of a consultant team. A report of the comments from the October virtual open house is available on web site. A Discussion Draft is anticipated later in 2021 | https://portland.gov/mp2h |

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| BPS | Title 33 and other Titles | Electric Vehicle Ready Code Project | 1 | Ingrid Fish, Marty Stockton (BPS) | | The project seeks to expand opportunities for electric vehicle (EV) charging, by looking at EV infrastructure requirements focusing on multi-dwelling development. State legislation was passed to create a building code minimum for EV charging, while allowing local jurisdictions to exceed the state requirements in limited situations. Code concepts have been developed through a series of technical meetings that concluded on June 29. The release of the code concepts is anticipated later in 2021. Check the web page for information and updates. | www.portland.gov/bps/ev-ready |
| BPS | Programs and policy changes | Smart City PDX | 1 | Kevin Martin / Christine Kendrick/ Hector Dominguez (BPS) | | Smart City PDX is a series of measures intended to develop policies to use data and technology responsibly to support a healthier, safer, more, affordable and prosperous Portland for everyone. These measures are being developed with the community, private and public sector partners and other City of Portland staff. Projects include air quality sensing, addressing the digital divide and COVID, and maintaining open data. | https://www.smartcitypdx.com |
| BPS | Programs and fee changes | Clean Air and Healthy Climate Proposal | 2 | Kyle Diesner | | The Clean Air and Healthy Climate Proposal is a program to raise money to support pollution reduction programs. The revenue would be invested in programs that reduce greenhouse gas emissions, improve local air quality and enhance community health. Revenue would be generated based on two sets of emission fees: one on the largest emitters of greenhouse gases, and one on the largest emitters of hazardous air pollution. A tentative proposal was released in December 2020, but was tabled by Commissioner Rubio pending more outreach and industry discussion. A revised proposal is expected this fall. | https://www.portland.gov/bps/climate-action/healthy-climate |
| BES | BES Rate Study | BES Rate Study | 2 | Ken Bartocci | | This will be an independent assessment of the Bureau's existing sanitary sewer and stormwater rates, stormwater discount program, system development charges and other fees. The study will result in possible revisions to certain rates, charges, and fees with a focus on providing clarity, equity, and affordability. Anticipated public comment period beginning in June 2022. Anticipated completion of rate study is in May 2023. | |

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| BES | ENB-4.17 Sanitary System Connection Administrative Rules | Revisions to ENB-4.17 Sewer Connection and Lateral Repair Permitting by BES | 4 | Glen Laube and Margaret Russel | BES Systems Development, BES Main. Eng, BES Nonconforming Sewer, BES Standards and Practices; PBOT ROW Inspections, PBOT BOM | <p>ENB-4.17 was adopted in 2007 to provide construction requirements and permit guidance to sewer contractors working in the public ROW. This Rule directs/regulates the work of sewer contractors that are:</p> <ol style="list-style-type: none"> 1) Repairing laterals for property owners in their maintenance area typically property line (P/L) to curb or P/L to edge of pavement. 2) Connecting to existing public laterals at curb for new connections (i.e., connection to city branch). 3) Connecting laterals to sewer mains. <p>The rule needs updating to keep pace with current standards and ease-of-use for City staff and sewer contractors.</p> <p>Attorney review is complete. Project on hold in order to complete updates to ENB-4.15 and ENB-4.33. The rules have direct connections with on another and, for that reason, will run concurrent public reviews.</p> <p>Public Reivew anticipated October 2021</p> | |
| BES | ENB-4.15 BES Enforcement Program Administrative Rules | Revisions to ENB-4.15 BES Enforcement Program Administrative Rules | 2 | Glen Laube | BES ECD | <p>Targeted revisions are needed to the applicability section of the rule to include ENB-4.17.</p> <p>Public Reivew anticipated October 2021</p> | |
| BES | ENB-4.15 BES Enforcement Program Administrative Rules | Revisions to ENB-4.15 BES Enforcement Program Administrative Rules | 3 | Glen Laube | BES ECD | <p>Targeted revisions are needed to the applicability section of the rule to include ENB-4.17.</p> <p>Public Reivew anticipated October 2021</p> | |

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| BES | ENB-4.33 Administrative Rules for Cured-in-Place Pipe (CIPP) Lining of Privately Maintained Pipe in the Public Right of Way | Revisions to ENB-4.33 Administrative Rules for Cured-in-Place Pipe (CIPP) Lining of Privately Maintained Pipe in the Public Right of Way | 3 | Glen Laube, Margaret Russel, Colleen Harold | BES Systems Development, BES Main. Eng, BES. BES Standards and Practices; PBOT ROW Inspections, PBOT BOM | Comprehensive updates to this rule are needed to address consistency with current standards and practices, provide clarity and improve transparency with approval processes. Public Reivew anticipated October 2021. | |
| BES | ENB-4.28 BES Financial Assistance Programs Administrative Rules | Financial assistance programs for dump stations | 2 | Ivy Dunlap and Adrienne Aiona | Sherri Peterson, Chris Collete | Expands existing BES financial assistance programs to provide loans for properties installing dump stations to serve occupied vehicles allowed through S2HC changes. | |