## RESOLUTION No.

Approve and adopt zoning confirmation letter responding to requests for zoning confirmation on Lot 7, Station Place, submitted by Right 2 Dream Too and Williams/Dame & Associates, Inc. (Resolution).

WHEREAS, the City allows an individual to request a zoning confirmation letter for the purpose of verifying the the zoning use classification and other zoning regulations applicable to a specific site and seeking answers to specific questions consistent with ORS 227.160(2)(b); and

WHEREAS, Right 2 Dream Too and Williams/Dame and Associates, Inc. submitted requests for zoning confirmation concerning the proposed use of property located at NW Lovejoy Court and NW Station Way and known as Lot 7, Station Place, for a temporary rest area with tents for overnight shelter for individuals experiencing homelessness; and

WHEREAS, the zoning applied to Lot 7 is Central Employment (EX) with a Design (d) overlay; and

WHEREAS, the Director of the Bureau of Development Services has prepared a proposed zoning confirmation letter in response to the questions posed in these zoning confirmation requests, which is attached as Exhibit 1; and

WHEREAS, the letter recommends that the proposed rest area should be classified as a Community Services use under the zoning code, is a permitted use on Lot 7, and does not require either design review or modification of any previous land use approvals; and

WHEREAS, the proposed use of Lot 7 for a rest area has received significant public attention and, as a result, it is appropriate for the City Council to review the Director's recommended zoning confirmation lettter; and

WHEREAS, the Commissioner in Charge of the Bureau of Development Services finds the Director has interpreted and applied the zoning code in a reasonable manner and recommends the Council confirm the Director's letter.

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby approves and adopts the zoning confirmation letter attached as Exhibit 1 as the Council's final action interpreting and applying the zoning code in response to the zoning confirmation requests submitted by Right 2 Dream Too and Williams/Dame & Associates, Inc.

Adopted by the Council: October 3, 2013

LaVonne Griffin-Valade Auditor of the City of Portland

Commissioner Amanda Fritz Prepared by: Kathryn S. Beaumont, Office of City Attorney

Date Prepared: September 26, 2013

By

Deputy