



AGENDA

ASTORIA CITY COUNCIL

November 16, 2015

7:00 p.m.

2nd Floor Council Chambers

1095 Duane Street · Astoria OR 97103

1. CALL TO ORDER

2. ROLL CALL

3. REPORTS OF COUNCILORS

4. CHANGES TO AGENDA

5. CONSENT CALENDAR

The items on the Consent Calendar are considered routine and will be adopted by one motion unless a member of the City Council requests to have any item considered separately. Members of the community may have an item removed if they contact the City Manager by 5:00 p.m. the day of the meeting.

- (a) City Council Minutes of 10-19-15
- (b) City Council Work Session Minutes of 10-19-15
- (c) Boards and Commissions Minutes
 - (1) Historic Landmarks Commission Meeting of 9-1-15
 - (2) Planning Commission Meeting of 8-25-15
- (d) Waiver of Downtown Overtime Parking During the Holiday Season

6. REGULAR AGENDA ITEMS

All agenda items are open for public comment following deliberation by the City Council. Rather than asking for public comment after each agenda item, the Mayor asks that audience members raise their hands if they want to speak to the item and they will be recognized. In order to respect everyone's time, comments will be limited to 3 minutes.

- (a) Public Hearing and Ordinance – A15-03 Ordinance regarding Development of Code and Comprehensive Plan Language and Corresponding Map Amendments to Implement the Neighborhood Greenway (41st to 54th) Area of the Riverfront Vision Plan (1st reading) (Community Development)
- (b) Appeals by Ron Zilli for the Wireless Communication Facility Permits at 1580 Shively Park Road (*Request to Continue Hearings to the December 21, 2015 City Council Meeting*) (Community Development)
 - (1) Appeal (AP15-01) On New Construction Permit (NC15-03)
 - (2) Appeal (AP15-02) on Variance (V15-03)
 - (3) Appeal (AP15-03) on Wireless Communication Facility (WCF15-03)
- (c) Right Turn Permitted Without Stopping Investigation (Public Works)
- (d) Temporary Public Restrooms (Police)

7. NEW BUSINESS & MISCELLANEOUS, PUBLIC COMMENTS (NON-AGENDA)

THIS MEETING IS ACCESSIBLE TO THE DISABLED. AN INTERPRETER FOR THE HEARING IMPAIRED MAY BE REQUESTED UNDER THE TERMS OF ORS 192.630 BY CONTACTING JULIE YUILL, CITY MANAGER'S OFFICE, 503-325-5824.



CITY OF ASTORIA
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November 13, 2015

M E M O R A N D U M

TO: MAYOR AND CITY COUNCIL

FROM:  BRETT ESTES, CITY MANAGER

SUBJECT: ASTORIA CITY COUNCIL MEETING OF NOVEMBER 16, 2015

CONSENT CALENDAR

Item 5(a): City Council Minutes

The minutes of the City Council meeting of October 19, 2015 are enclosed for review. Unless there are any corrections, it is recommended that Council approve these minutes.

Item 5(b): City Council Work Session Minutes

The minutes of the City Council work session of October 19, 2015 are enclosed for review. Unless there are any corrections, it is recommended that Council approve these minutes.

Item 5(c): Boards and Commissions Minutes

The minutes of the (1) Historic Landmarks Commission meeting of September 1, 2015, and (2) Planning Commission meeting of August 25, 2015 are enclosed. Unless there are any questions or comments regarding the contents of these minutes, they are presented for information only.

Item 5(d): Waiver of Downtown Overtime Parking During the Holiday Season

Alana Garner, Executive Director for the Astoria Downtown Historic District Association (ADHDA), is requesting that the City Council implement a waiver of overtime parking for the upcoming holiday season from Thanksgiving Day, November 26, 2015 through Sunday, January 3, 2015. The intention is for no enforcement of overtime parking in the downtown, which includes the Heritage Square parking lot, as well as on-street parking; however, tickets will still be written for other violations in the Parking District, including parking by downtown employees within the District. The City of Astoria has approved this request of ADHDA for several consecutive years; therefore, it is recommended that Council approve this request.

REGULAR AGENDA ITEMS

Item 6(a): Public Hearing and Ordinance – A15-03 Ordinance regarding Development of Code and Comprehensive Plan Language and Corresponding Map Amendments to Implement the Neighborhood Greenway (41st to 54th) Area of the Riverfront Vision Plan (1st reading) (Community Development)

In 2008-2009, the City of Astoria developed the Riverfront Vision Plan (RVP) to address issues dealing with open space, land use, and transportation issues along the Columbia River. Significant public involvement opportunities were designed to gain public input. This process was initiated to plan for these issues in a comprehensive manner and to set a framework for the future of the study area. The City's north Riverfront (Columbia River to West Marine / Marine Drive / Lief Erikson Drive) was divided into four Plan areas of development: Bridge Vista (Port/Smith Point to 2nd Street), Urban Core (2nd to 16th Street), Civic Greenway (16th to 41st Street), and Neighborhood Greenway (41st Street to 54th Street, east end of Alderbrook Lagoon). City Council accepted the Riverfront Vision Plan in December 2009. Since that time, the City Council has set goals regarding implementation of the Riverfront Vision Plan. Implementation of recommendations from the Riverfront Vision Plan in the Neighborhood Greenway Plan Area will take the form of map amendments, Development Code and Comprehensive Plan amendments.

Proposed map amendments will include: 1) Apply the new Neighborhood Greenway Overlay (CGO) Zone to the Neighborhood Greenway Plan Area; and 2) Rezone the water area between 41st and 54th Streets between the shoreline to the pier head line from A-3 (Aquatic Conservation) to A-4 (Aquatic Natural).

Proposed Development Code text amendments will include: 1) Add Neighborhood Greenway Overlay Zone to address the standards for over-water development including structure height and width, allowable uses, and landscaping; 2) Add new design standards for multi-family development in the Neighborhood Greenway Plan Area; 3) Add new design guidelines for multi-family residential and non-residential development in the Neighborhood Greenway Plan Area; 4) Establish landscaping standards for multi-family residential and non-residential construction/uses. There would be no landscaping standards for single-family and two-family dwellings; 5) Allow some exemptions for the few existing over-water buildings to continue to be viable businesses thereby preserving the historic structures; 6) Limit new, over-water development to maximum height of top of bank; and 7) Make miscellaneous "housekeeping" amendments related to references to the above noted amendments.

Proposed Comprehensive Plan text amendments will include: 1) Update the description of the Alderbrook Area and reference the Neighborhood Greenway Overlay Area and Riverfront Vision Plan implementation; 2) Acknowledge the growing impact of traffic to the neighborhood; 3) Add a policy to investigate the possibility of extending the trolley to the Alderbrook area; and 4) Change designation of aquatic area from conservation to natural, and amend allowable

uses in the Aquatic Natural designated areas to include the exception for existing structures.

The Planning Commission held a public hearing at the October 27, 2015 APC meeting and unanimously recommended that the Council adopt the proposed amendments. A public hearing on the Amendment is proposed for the November 16, 2015 City Council meeting. It is recommended that Council hold a public hearing and consider adoption of the proposed ordinances. If the Council is in agreement with the recommendation of the Planning Commission, it would be in order for Council to hold a first reading of the two separate ordinances.

Item 6(b): Appeals by Ron Zilli for the Wireless Communication Facility Permits at 1580 Shively Park Road (Request to Continue Hearings to the December 21, 2015 City Council Meeting) (Community Development)

(1) Appeal (AP15-01) On New Construction Permit (NC15-03)

On August 3, 2015, Verizon Wireless LLC applied for a New Construction permit (NC15-03) to the Historic Landmarks Commission (HLC) to construct a new wireless communication facility at 1580 Shively Park Road within Shively Park. On September 15, 2015, the HLC held a public hearing and approved the request with conditions. A Notice of Appeal on the HLC decision was submitted by Ron Zilli on September 30, 2015 stating that the request should be denied listing several issues for the basis of denial. A public hearing on the Appeal has been advertised and is scheduled for the November 16, 2015 City Council meeting. The applicant has requested that the hearing be continued to the December 21, 2015 City Council meeting. It is recommended that the City Council continue the public hearing to December 21, 2015.

(2) Appeal (AP15-02) on Variance (V15-03)

On August 3, 2015, Verizon Wireless LLC applied for a Variance permit (V15-03) to the Astoria Planning Commission (HLC) to construct a new wireless communication facility at 1580 Shively Park Road within Shively Park with a height of 150' which would exceed the maximum 45' height. On September 16, 2015, the APC held a public hearing and approved the request with conditions. A Notice of Appeal on the APC decision was submitted by Ron Zilli on September 30, 2015 stating that the request should be denied listing several issues for the basis of denial. A public hearing on the Appeal has been advertised and is scheduled for the November 16, 2015 City Council meeting. The applicant has requested that the hearing be continued to the December 21, 2015 City Council meeting. It is recommended that the City Council continue the public hearing to December 21, 2015.

(3) Appeal (AP15-03) on Wireless Communication Facility (WCF15-03)

On August 3, 2015, Verizon Wireless LLC applied for a Wireless Communications Facility permit (WCF15-03) to the Astoria Planning Commission (HLC) to construct a new wireless communication facility at

1580 Shively Park Road within Shively Park. On September 16, 2015, the APC held a public hearing and approved the request with conditions. A Notice of Appeal on the APC decision was submitted by Ron Zilli on September 30, 2015 stating that the request should be denied listing several issues for the basis of denial. A public hearing on the Appeal has been advertised and is scheduled for the November 16, 2015 City Council meeting. The applicant has requested that the hearing be continued to the December 21, 2015 City Council meeting. It is recommended that the City Council continue the public hearing to December 21, 2015.

Item 6(c): Right Turn Permitted Without Stopping Investigation (Public Works)

There are several primary routes through the City that allow “Right Turn Permitted Without Stopping” secondary signs below stop signs to facilitate movement. While this existing condition has proved successful for many years, it does have some drawbacks that have resulted in complaints. DKS Associates, a transportation engineering and planning firm, investigated the situation. They recently completed both the City of Astoria and Clatsop County Transportation System Plans. DKS has reviewed relevant travel paths through town to identify and will provide recommendations at the City Council meeting. DKS presented the results of their study to the Traffic Safety Advisory Committee at their October 27th meeting. The Traffic Safety Committee recommends adoption of Option 4. Examples include the possible placement of a dedicated right turn lane at the foot of 7th Street turning northbound onto Highway 202 and “Stop Sign Ahead” signs where stop sign violations are known to occur at a rate higher than expected. It is estimated that the cost for these changes will be around \$10,000. This issue is being forwarded to Council to determine if funds should be allocated to address the concerns. Should Council concur with Option 4, Public Works staff will work to implement this within the current Fiscal Year budget.

Item 6(d): Temporary Public Restrooms (Police)

Over the previous summer, the number of complaints the Astoria Police Department has responded to regarding public urination and defecation is greatly increased. We have also heard from business owners in the downtown that this is a major issue affecting them regularly. The clear message received from the Astoria Downtown Historic District Association was that this is not just an issue with the members of our community who are homeless but also for tourists who are visiting the community. While public restrooms are available at the Sunset Empire Transportation District office and the City owned restrooms are available east of 12th on Exchange these facilities are not located where they positively affect this issue.

Since September, the City of Astoria Coalition on Community Homeless Interaction has been meeting. While they are moving toward some other recommendations, one recommendation that was quite unified and was deemed as “low hanging fruit” is to site more public restrooms. This recommendation was unanimous.

Overlaying this issue is the ongoing problems Astoria Parks and Recreation faces with vandalism to existing bathrooms. There has been significant repeated damage to the downtown bathrooms, the Doughboy Monument bathrooms and the bathrooms at Tapiola Park.

Long term, staff has identified a potential permanent solution to the issue of public restrooms with a facility referred to as the Portland Loo. While these units have a fairly high initial purchase price they are designed in a way that incorporates the concepts of crime prevention through environmental design (CEPTED), a proven community policing and planning concept for crime reduction. These solutions would be brought back to Council as part of the budget process for FY 16-17 if they develop.

In the interim, Angela Cosby and Brad Johnston have developed two locations where temporary portable toilet facilities could be located. The criteria for locations were that they had to be:

- High traffic areas that offered easy visual surveillance (the presence of many eyes reduces crime).
- Not over or under combustible materials (to avoid associated fires where portable are vandalized with fire).
- In an area where they can be easily serviced.
- In a location where their presence would not be visually shocking.
- In an area where calls, complaints, and anecdotal evidence demonstrate a need for public restrooms.

Given these criteria the Parks Director, Angela Cosby, and Police Chief, Brad Johnston, recommend that the City contract to place two portable toilets at People's Park (16th and Marine) in the parking area and one portable toilet at 9th and Astor in the right of way near the street terminus where concrete blocks currently block the street. These toilets would be serviced twice a week. Funding for the service and toilets would come from the Promote Astoria Fund as these are services provided to support tourism. Cost for this service is estimated to be \$130.40 per unit per 28 day billing period. Staff recommends purchasing the \$7.95 per billing period damage waiver. If delivery is scheduled to coincide with routine trips, there will be no charge for delivery or set up. The total cost for one year of service is \$5,395.65.

Staff will continue to monitor the service levels and explore the possibility of more permanent solutions that may alleviate some of the issues which cause ongoing problems for Astoria Parks and Recreation with the existing public restrooms. It is recommended that Council contract for placement of three temporary toilets.