

CHAPTER 5.06

COMMUNITY ENHANCEMENT PROGRAMS

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5.06.010 Policy and Purpose

(a) It is the policy of Metro to apportion an enhancement fee of \$.50 per ton on solid waste delivered to each site within Metro and dedicate and use the monies obtained for enhancement of the area in and around the site from which the fees have been collected.

(b) It is further policy of Metro to support community enhancement programs in the area of the mass composter facility at 54th and Columbia Boulevard, and in the area of Metro Central Station, 6161 N.W. 61st Avenue, both in Portland, Oregon.

(Ordinance No. 90-331A, Sec. 1. Amended by Ordinance No. 91-437, Sec. 1; Ordinance No. 02-974, Sec. 1.)

5.06.020 Funding

The Council shall create separate funds entitled the "Composter Community Enhancement Fund" and the "Metro Central Station Community Enhancement Fund." For each ton of waste deposited at the mass composting facility, \$.50 shall be budgeted and accounted for in the composter community enhancement fund. For

each ton of waste deposited at Metro Central Station, \$.50 shall be budgeted and accounted for in the Metro Central Station community enhancement fund. Funds not expended in any one budget year shall be carried forward. Revenue accruing to each fund shall be invested in accordance with Metro's investment policies.

(Ordinance No. 90-331A, Sec. 1. Amended by Ordinance No. 91-437, Sec. 1.)

5.06.030 Approvals

Contracts brought forward under this program shall be approved in accordance with Chapter 2.04. No expenditure from the composter community enhancement fund shall be made without the positive vote of a majority of the full committee created pursuant to Section 5.06.040. No expenditure from the Metro Central Station community enhancement fund shall be made without the positive vote of a majority of the full committee created pursuant to Metro Code Section 2.19.120.

(Ordinance No. 90-331A, Sec. 1. Amended by Ordinance No. 91-437, Sec. 1.)

5.06.050 Administration

The administration of a community enhancement program shall be subject to the approval of the community enhancement committee established for that purpose.

(a) Each committee shall propose an annual budget for the community enhancement fund under its jurisdiction for approval by the Council. Each budget shall be prepared and considered in Metro's annual budget process. Each budget shall at a minimum identify general program or project areas for the fiscal year, except that a committee may recommend that no expenditures be made during a fiscal year. A committee and the Council shall endeavor to preserve each community enhancement fund principal.

(b) A committee may solicit requests for proposals or projects which may be funded from the community enhancement fund under its jurisdiction. Any project or proposal to be funded through a community enhancement fund shall be approved according to Metro contract procedures. Projects or proposals shall not be split into components when approved. No project or proposal shall be considered by Metro which has not been recommended by the committee exercising jurisdiction.

(c) The composter community enhancement committee shall publish and use the criteria in Section 5.06.060 below, and the Metro central station community enhancement committee shall publish and use the criteria in Section 5.06.065, in selecting projects/programs for funding through a Request for Proposals (RFP) process. Each committee's recommendations and approvals shall be filed with the Council. A committee may at any time request the Council to modify or change the criteria.

(d) Each committee shall annually report to the Council and the Chief Operating Officer all projects approved and the amounts of funds expended on each project, from the fund under its jurisdiction.

(Ordinance No. 90-331A. Amended by Ordinance No. 91-437, Sec. 1; Ordinance No. 02-974, Sec. 1.)

5.06.065 Criteria for Funding Metro Central Station Community Enhancement Projects/Programs

(a) Metro central station community enhancement projects/programs will be funded within the area specified in Section 5.06.075.

(b) Only a nonprofit association, including but not limited to a neighborhood association or a charitable organization with 501(c)(3) status under the Internal Revenue Code, may submit proposals. All proposals must be in writing.

(c) The committee will provide an open public process for project/program review and recommendation which shall include the reasons for acceptance or rejection of proposals.

(d) The enhancement fund shall not substitute for projects/programs funded by other sources.

(e) Projects/Programs may funded in part or in full.

(f) Funds will not be provided in a manner that unconstitutionally promotes or inhibits a religious establishment.

(g) Projects/Programs that best enhance or rehabilitate areas most severely impacted by the facility will receive priority consideration for approval.

(h) Projects/Programs shall meet one or more of the following goals. Priority will be given to projects/programs that best meet the goals and which offer benefits to the areas most directly impacted by the facility. The order of the following listing does not imply ranking nor weighting:

- (1) Result in rehabilitation, upgrading or direct increase in the real or personal property owned or operated by a nonprofit organization having 501(c)(3) status under the Internal Revenue Code.
- (2) Result in the preservation or enhancement of wildlife, riparian zones, wetlands, forest lands and marine areas, and improve the public awareness and the opportunities to enjoy them.
- (3) Result in improvement to, or increase in, recreational areas and programs within the boundaries.
- (4) Result in improvement in the safety of the area.
- (5) Result in an improvement of the appearance or cleanliness or environmental quality of the area/neighborhood within the boundaries.
- (6) Result in projects/programs which are located within the boundaries and/or benefit youth and seniors within the boundaries.
- (7) Results in projects/programs which are located within the boundaries and/or benefit low-income persons within the boundaries.
- (8) Result in projects/programs which are located within the boundaries and/or increase recycling opportunities within the project boundaries.

(Ordinance No. 91-437, Sec. 1. Amended by Ordinance No. 93-503.)

5.06.075 Metro Central Station Community Enhancement Boundary

(a) The boundary of the Metro central station community enhancement program shall begin at the intersection of Newberry Road with the shore of the west bank of the Willamette River; proceed south along the west bank to Interstate 405 at the

Fremont Bridge; south on Interstate 405 to Pettygrove Street; west on Pettygrove Street to Cornell Road; west on Cornell Road to N.W. Thompson Road; north on N.W. Thompson Road to Skyline Boulevard; north on Skyline Boulevard to Newberry Road; east on Newberry Road to the shore of the west bank of the Willamette River. The program area shall also include the St. Johns Bridge, and an area bounded by the shore of the east bank of the Willamette River to Baltimore Street; east on Baltimore Street to Lombard Street; south on Lombard Street to Richmond Street; and west on Richmond Street to the shore of the East Bank of the Willamette River.

(b) In addition to the area described in this section, the program area shall include all properties outside of, and immediately adjacent to, a boundary street.

(Ordinance No. 91-437, Sec. 1.)