

Measure 26-252

# Notice of Measure Election City

**SEL 802**

rev 01/18 ORS 250.035, 250.041,  
250.275, 250.285, 254.095, 254.465

<b>Notice</b>		
<b>Date of Notice</b> July 17, 2024	<b>Name of City or Cities</b> City of Portland	<b>Date of Election</b> November 5, 2024

**Final Ballot Title** The following is the final ballot title of the measure to be submitted to the city's voters. The ballot title notice has been published and the ballot title challenge process has been completed.

**Caption** 10 words which reasonably identifies the subject of the measure.

Amends Charter: Deletes vague, archaic and inconsistent language.

**Question** 20 words which plainly phrases the chief purpose of the measure.

Shall Charter be amended to delete vague, archaic language and use a consistent definition of "protected classes"?

**Summary** 175 words which concisely and impartially summarizes the measure and its major effect.

See attached.

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MULTNOMAH COUNTY  
DIRECTOR OF ELECTIONS

**Explanatory Statement** 500 words that impartially explains the measure and its effect.

If the county is producing a voters' pamphlet an explanatory statement must be drafted and attached to this form for:  
→ any measure referred by the city governing body; or  
→ any Initiative or referendum, if required by local ordinance.

**Explanatory Statement Attached?**  Yes  No

**Authorized City Official** Not required to be notarized.

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<b>Mailing Address</b> 1221 SW 4th Ave, Portland, OR 97204	<b>Contact Phone</b> (503)865-6503

*By signing this document:*  
→ I hereby state that I am authorized by the city to submit this Notice of Measure Election; and  
→ I certify that notice of receipt of ballot title has been published and the ballot title challenge process for this measure completed.

Signature Louise Hansen

Date Signed 7/17/24

## **Ballot Title**

### **CAPTION**

Amends Charter: Deletes vague, archaic and inconsistent language.

### **QUESTION**

Shall Charter be amended to delete vague, archaic language and use a consistent definition of “protected classes”?

### **SUMMARY**

The Charter Commission proposed a measure to delete vague, archaic and inconsistent language in the Charter.

If the measure passes, the following language in the Charter would be amended:

- Delete Charter Section 2-105(a)(50) to remove vague, archaic language to “prohibit persons from roaming the streets at unseasonable hours”. Deleting this section of the City’s specific powers would not impair the City’s general powers and authority to protect and support public health and safety.
- Delete vague, archaic language to regulate “offensive” businesses in Charter Section 2-105(a)(36). City would retain authority to regulate businesses that create or constitute a nuisance.
- Use consistent language to define “protected classes” as those classes protected “under local ordinance, or state or federal law” in Charter Chapters 2, 4 and 12.
- Replace “disability” with “incapacity” in Charter Chapter 2 to reflect the fact that disabled residents may serve as City officials.

The City Budget Office determined the measure has no direct financial impact.

## **Explanatory Statement**

The volunteer Charter Commission recommended amending the City Charter to delete vague, archaic and inconsistent language.

Currently, Charter Section 2-105(a)(50) lists as one of the City's specific powers the right to "prohibit persons from roaming the streets at unseasonable hours". Under the Commission's recommendation, this vague and archaic language would be deleted. Deleting this section of the City's specific powers would not impair the City's general powers and authority to protect and support public health and safety.

Currently, Charter Section 2-105(a)(36) authorizes the City to regulate "businesses which are offensive or may create or constitute a nuisance. . ." Under the Commission's recommendation, the vague term "offensive" would be deleted and the City would retain authority to regulate businesses that create or constitute a nuisance.

Currently, Charter Chapters 2, 4 and 12 define "protected classes", but the definitions have small inconsistencies. Under the Commission's recommendation, a consistent definition of "protected classes" – those classes protected "under local ordinance, or state or federal law" – would be used throughout the Charter.

Currently, the term "disability" is used in Charter Chapter 2 to describe when a City official may be unable to perform official duties. Under the Commission's recommendation, the term "disability" would be replaced with "incapacity" to reflect the fact that disabled residents may serve as City officials.