



Council Business Meeting

October 17, 2023

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| Agenda Item | Resolution 2023-25 - A Resolution to Approve Transitional Housing Accommodations | | |
| From | Doug McGeary | Acting City Attorney | |
| Contact | doug.mcgeary@ashland.or.us | | |
| Item Type | Requested by Council <input type="checkbox"/> | Update <input type="checkbox"/> | Request for Direction <input type="checkbox"/> Presentation <input type="checkbox"/> Consent <input type="checkbox"/> Public Hearing <input type="checkbox"/> New Business <input checked="" type="checkbox"/> Old Business <input type="checkbox"/> |

SUMMARY

ORS 197.746, "Transitional Housing Accommodations" states (in part), "Inside an urban growth boundary, a local government may authorize the establishment of transitional housing accommodations used as individual living units by one or more individuals. Use of transitional housing accommodations is limited to individuals who lack permanent or safe shelter and who cannot be placed in other low income housing." The Ashland Emergency Shelter at 2200 Ashland Street is meant to fit within this definition as a means with which to meet the immediate shelter needs of the unhoused in our community.

In the establishment of the Ashland Emergency Shelter, Council has worked towards this end. This resolution clarifies that position within the transitional housing/ landlord-tenant context. Transitional housing that meets the criteria set forth in ORS 197.746 are exempt from the landlord tenant statute.

POLICIES, PLANS & GOALS SUPPORTED

This resolution acknowledges that each community member is entitled to a basic level of dignity, respect, and wellness, regardless of whether they are housed or unhoused. This is one step in a City-wide approach to addressing livability and houselessness in our community.

SUGGESTED NEXT STEPS

- I move to approve Resolution 2023-25.

REFERENCES & ATTACHMENTS

- Resolution 2023-25
- ORS 197.746



RESOLUTION NO. 2023-25

A RESOLUTION TO APPROVE TRANSITIONAL HOUSING ACCOMMODATIONS

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ASHLAND,
OREGON, RESOLVES AS FOLLOWS:**

The City Council authorizes the establishment of a transitional housing accommodation located at 2200 Ashland Street to be used for individuals who lack permanent or safe shelter and who cannot be placed in other low income housing.

ADOPTED by City Council this _____ day of _____, 2023

ATTEST:

Dana Smith, Interim Clerk of the Council

SIGNED and APPROVED this _____ day of _____, 2023

Tonya Graham, Mayor

Reviewed as to Form:
Douglas McGeary,
Acting City Attorney

197.746 Transitional housing accommodations. (1) Inside an urban growth boundary, a local government may authorize the establishment of transitional housing accommodations used as individual living units by one or more individuals. Use of transitional housing accommodations is limited to individuals who lack permanent or safe shelter and who cannot be placed in other low income housing. A local government may limit the maximum amount of time that an individual or a family may use the accommodations.

(2) Transitional housing accommodations are intended to be used by individuals or families on a limited basis for seasonal, emergency or transitional housing purposes and may include yurts, huts, cabins, fabric structures, tents and similar accommodations, as well as areas in parking lots or facilities for individuals or families to reside overnight in a motor vehicle, without regard to whether the motor vehicle was designed for use as temporary living quarters. The transitional housing accommodations may provide parking facilities, walkways and access to water, toilet, shower, laundry, cooking, telephone or other services either through separate or shared facilities. The Oregon Health Authority may develop public health best practices for shared health and sanitation facilities for transitional housing accommodations.

(3) Transitional housing accommodations are not subject to ORS chapter 90.

(4) As used in this section, “yurt” means a round, domed tent of canvas or other weather resistant material, having a rigid framework, wooden floor, one or more windows or skylights and that may have plumbing, electrical service or heat. [Formerly 446.265]