

AUD 50-25-640

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ACCEPTANCE

RAY SMITH, AUDITOR
CITY OF PORTLAND, ORE.

BY *[Signature]*

Portland, Oregon, November 6, 1969

RAY SMITH
Auditor of the City of Portland.
Room 202, City Hall
Portland, Oregon 97204

Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 130009, passed by the Council November 5, 1969, amending Ordinance No. 108110 which vacated portions of certain streets at the site of the Memorial Coliseum for the use and benefit of the Exposition-Recreation Commission subject to certain conditions by providing a minimum time for the dedication of certain property for the widening of N Weidler Street as specified in Section 4, sub-section (d) thereof, and declaring an emergency,

and in consideration of the benefits to be received thereunder by me I hereby agree to abide by and perform each and all of the terms and provisions thereof applicable to me.

Very truly yours,

[CORPORATE SEAL]

EXPOSITION-RECREATION COMMISSION

*BY:

James C. Yeoman
James C. Yeoman

1401 N. Wheeler Av Address

Approved as to form:

[Signature]

City Attorney

*When an acceptance is required from a firm or corporation the Acceptance must be signed by an officer of the firm or corporation stating his or her official title, and corporations must affix the corporate seal.

ORDINANCE NO. 130009

An Ordinance amending Ordinance No. 108110 which vacated portions of certain streets at the site of the Memorial Coliseum for the use and benefit of the Exposition-Recreation Commission subject to certain conditions by providing a minimum time for the dedication of certain property for the widening of N Weidler Street as specified in Section 4, subsection (d) thereof, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds that Ordinance No. 108110 passed by the Council June 4, 1958, vacated portions of certain streets at the site of the Memorial Coliseum for the use and benefit of the Exposition-Recreation Commission; that as a condition of such street vacations, Section 4, subsection (d) of such Ordinance provided for the dedication of certain property in Block 10, Elizabeth Irving's Addition for the widening of N Weidler Street; that such ordinance provided no particular time when such dedication would be required; that after passage of said Ordinance No. 108110 and acceptance thereof by the Exposition-Recreation Commission the property in question for the widening of N Weidler Street was never purchased by the Exposition-Recreation Commission; that the Exposition-Recreation Commission may now have an opportunity to purchase such private property for public use; that such property is improved with a building which the Exposition-Recreation Commission desires to utilize for purposes of the Memorial Coliseum; that in order to make it economically feasible to purchase said building which abutts the present street boundary, it would be necessary that Ordinance No. 108110, Section 4, subsection (d) be amended to provide that the required dedication of the property for the widening of N Weidler Street would not be required for a minimum period of time of ten years after purchase by the Exposition-Recreation Commission and thereafter would be subject to dedication at the request of the City; that amendment of such Ordinance No. 108110 as herein described has been approved by the City Planning Commission and the Traffic Engineer; now, therefore, Section 4, subsection (d) of Ordinance No. 108110 passed by the Council June 4, 1958, is hereby amended to read as follows:

Section 2. * * *(d) Also, that the following described tract of land in Block 10, Elizabeth Irving's Addition be dedicated for the widening of N Weidler Street after the purchase of the property by the Exposition-Recreation Commission provided, however, that such dedication shall not be required for a minimum period of ten years after purchase of the property by the Exposition-Recreation Commission and at such time thereafter as requested by the City; such property is described as:

ORDINANCE No.

A tract of land in Block 10, Elizabeth Irving's Addition:

Beginning at a point in the westerly line of N. Wheeler Avenue, which point is 30.1 feet northwesterly from the most easterly corner of Lot 5, in said Block 10, Elizabeth Irving's Addition; thence northwesterly 26.84 feet along the arc of a 30 foot radius curve to the left, the central angle of which is 51°16' to a point in a line which is 10 feet south of and parallel to the south line of N Weidler Street, as now laid out 60 feet in width; thence west, 10 feet south of and parallel to the south line of N. Weidler Street, to a point in the northwest line of Lot 13, in said Block 10; thence northeasterly along the northwesterly line of said Lot 13 to the point of intersection with the south line of N. Weidler Street; thence east tracing the south line of N. Weidler Street to its intersection with the westerly line of N. Wheeler Avenue; thence southeasterly 27.21 feet along the westerly line of N. Wheeler Avenue to the point of beginning.

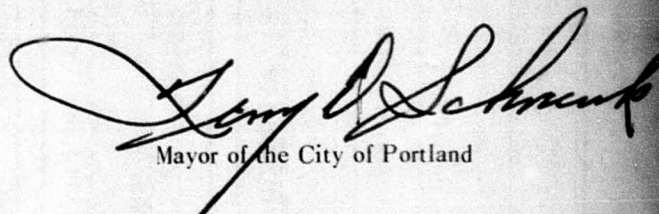
Section 2. This ordinance shall be an effective amendment of Ordinance No. 108110 upon filing with the Auditor of the City of Portland an acceptance of the terms hereof by the Exposition-Recreation Commission and the Auditor shall file for record with Multnomah County a certified copy of this ordinance and said acceptance thereof as provided by law and likewise file copies with the County Assessor and the County Surveyor of said County, the cost thereof to be paid by the Exposition-Recreation Commission.

Section 3. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the city of Portland in this: In order that purchase of property at the site of the Memorial Coliseum may be considered by the Exposition-Recreation Commission without prohibitive restrictions, therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

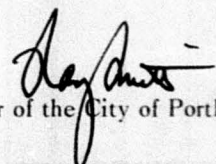
Passed by the Council, NOV - 5 1969

Mayor Schrunck, Acting
Commissioner of Public Works

RLH:ep
10/31/69


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

Calendar No. 4554

ORDINANCE No. 130009

Title

An Ordinance amending Ordinance No. 108110 which vacated portions of certain streets at the site of the Memorial Coliseum for the use and benefit of the Exposition-Recreation Commission subject to certain conditions by providing a minimum time for the dedication of certain property for the widening of N Weidler Street as specified in Section 4, subsection (d) thereof, and declaring an emergency.

INTRODUCED BY
Mayor Schrunk, Acting
Comr of Public Works

DRAWN BY
RLH:ep
Date 10/31/69

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration **TD Sm**
Safety
Utilities
Public Works **ep**

City Attorney **ep**

NOTED BY THE CITY AUDITOR
Mc **ep**

APPROVED
Date **i**
By **i** City Engineer
Date
By

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Reeves		
Earl	/	
Grayson	/	
Ivancie	/	
Schrunk	/	

4

FOUR-FIFTHS CALENDAR	
Bowes	
Earl	
Grayson	
Ivancie	
Schrunk	

Filed **OCT 31 1969**

RAY SMITH
Auditor of the CITY OF PORTLAND
By **Raymond Schubert** Deputy