

ORDINANCE NO. 143753

An Ordinance authorizing sale of a parcel of real property in the S.E. 17th Avenue-Powell Blvd Grade Separation Project to BITAR BROS., INC. for the sum of \$25,100, authorizing payment of title insurance and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The City acquired the property herein described in connection with the construction of the S.E. 17th and Powell undercrossing.
2. The construction for which the property was acquired has been completed.
3. The property is not needed for public use and it would be in the best interest of the City that the property be sold
4. The property was advertised for sale for two consecutive weeks in the official paper of the City and public bids received on May 3, 1977.
5. Pursuant to the public offering, Bitar Bros., Inc. offered to purchase the property for the sum of \$25,100, which sum is not less than the minimum acceptable price established on the land.
6. The sale is fair and reasonable and should be authorized.

NOW, THEREFORE, the Council directs:

- a. Sale of the following described property to Bitar Bros. Inc. for the sum of \$25,100 is hereby authorized:

A parcel of land lying in Block 3, SMITH'S SUBDIVISION AND ADDITION TO EAST PORTLAND, in the City of Portland, County of Multnomah and State of Oregon; said parcel being described as follows:

Beginning at the intersection of the Southerly line of S.E. Powell Blvd., (80 feet in width) and the Easterly line of S.E. 19th Avenue;

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THE COMMISSIONERS VOTED

thence Southerly along said Easterly line 105 feet to the Southwest corner of that property described in that deed to the City of Portland recorded September 10, 1971, Book 812, page 521, of Multnomah County Record of Deeds; thence Easterly in a straight line to the Southwest corner of that property described in that deed to Salvatrice Piazza, recorded May 9, 1958, Book 1896, page 561 of Multnomah County Record of Deeds; thence Southeasterly 100 feet, more or less, along the Northerly line of a tract described in deed to S. Milton Herman, et ux, recorded March 19, 1946, in Book 1029, page 302, Deed Records, to the Westerly line of S.E. 20th Avenue; thence Northerly along the West line of S.E. 20th Avenue to the intersection of the Southerly line of S.E. Powell Boulevard (80 feet in width); thence Northwesterly along said Southerly line of S.E. Powell Boulevard to the point of beginning; EXCEPTING that portion lying within the right of way of S.E. Powell Boulevard, and S.E. 20th Avenue as it is presently improved.

- b. The Mayor and Auditor hereby are authorized to deliver the appropriate deed approved as to form by the City Attorney.

Section 2. As consideration for the sale authorized in Section 1 of this Ordinance, Bitar Bros., Inc. shall pay to the City the sum of \$25,100. The \$25,100 received by the City shall be credited to the S.E. 17th and Powell Project Project No. 1823, Revenue BUC NO. 49501102.

Section 3. Purchase of title insurance for \$148 from Pioneer National Title Insurance, 421 S.W. Stark Street, Portland, Oregon 97204, under Order No. 440767 is authorized as follows:

- a. The Auditor shall deliver the warrant.
b. The warrant shall be charged to Expense BUC NO. 15900105.

Section 4 The Council declares that an emergency exists because the terms of the sale require immediate delivery of the deed; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JUN - 1 1977**

Commissioner McCready
May 16, 1977
dl

Attest:

Clare Jones
PRESIDENT OF THE COUNCIL AND ACTING
Mayor of the City of Portland

Serg. Gekovich
Auditor of the City of Portland

Calendar No. 1778

ORDINANCE No. 143753

Title

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THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Ivancie	1	
Jordan		
McCready		
Schwab		
Goldschmidt		

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
McCready	
Schwab	
Goldschmidt	

Filed

MAY 27 1977

GEORGE YERKOVICH

Auditor of the CITY OF PORTLAND

Gordon Croell
Deputy

INTRODUCED BY

Commissioner McCready

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration

Safety

Utilities

Works

CM

BUREAU APPROVAL

Bureau:

Prepared By:

dl

Date:

May 16, 1977

Budget Impact Review:

☐ Completed

☐ Not required

Bureau Head:

NOTED BY

City Attorney

City Auditor

City Engineer