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ACCEPTANCE

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RAY SMITH, AUDITOR
CITY OF PORTLAND, ORE

Portland, Oregon, BY April 30 1968

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. 126686, passed by the Council April 25, 1968, permitting V. W. R. United Corporation to discharge certain effluents into city sewers at specified charges, waiving certain requirements of Section 5-1013, Subsections 2(a) and 2(b) of the Public Works Code, under certain terms and conditions, repealing Ordinance No. 126551, 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,

V. W. R. UNITED COPORATION

[CORPORATE
SEAL]

*
By N. G. Macfay
Vice-President

1600 Norton Bldg. Address Seattle, Washington

Approved as to form:

Alexander A. Brown
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. 126686

An Ordinance permitting V W R United Corporation to discharge certain effluents into city sewers at specified charges, waiving certain requirements of Section 5-1013, Subsections 2(a) and 2(b) of the Public Works Code, under certain terms and conditions, repealing Ordinance No. 126551, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds that Ordinance No. 122601, passed by the Council June 2, 1966, permitted United Pacific Corporation to discharge certain effluents into the city sewer for a charge and waived certain requirements of the Public Works Code upon certain conditions; that the permit expires April 5, 1968; that the V W R United Corporation, 1600 Norton Building, Seattle Washington 98104, successor to United Pacific Corporation has requested an extension of this permit and the City Engineer has recommended that the request be allowed with an additional condition and the Commissioner of Public Works has approved the same; now, therefore, V W R United Corporation (hereinafter called "permittee") hereby is given the right to discharge process waste water from its new plant located at Centennial Mills, 1464 N. W. Front Avenue, into city sewers notwithstanding the provisions of Section 5-1013, Subsections 2(a) and 2(b) pertaining to B.O.D. and suspended solids, on the following terms and conditions:

- (a) Permittee agrees at its own expense to install, operate, maintain and improve and replace as needed all sewer facilities and all appurtenances needed to effectively and efficiently convey process waste water within and from said plant at 1464 N.W. Front Avenue to the city's sewer; that such facilities and sewer line shall be constructed in accordance with the application, specifications and plans submitted by permittee and approved by the City Engineer, the Engineer-Manager of the Bureau of Sewage and Refuse Disposal of the city and the Oregon State Sanitary Authority. No such facility or service shall be installed or used until such approval has been had. Said company shall revise plans and specifications to meet requirements if requested either by the City Engineer or the Oregon State Sanitary Authority.
- (b) Permittee shall pay to the city, in addition to its regular monthly sewer user service charge as set forth in Ordinance No. 76971, Public Works Code of the City of Portland, the following additional charges to be computed and determined as follows:

Either

- (1) A five-day 20° Centigrade B.O.D. of 300 ppm to 1000 ppm at \$0.0125 per pound,
A five-day 20° Centigrade B.O.D. over 1000 ppm at \$0.01 per pound; or
- (2) Suspended solids 350 ppm to 1000 ppm at \$0.0125 per pound,
Suspended solids over 1000 ppm at \$0.01 per pound, or
- (3) The cost of maintaining the city sewer in N.W. 9th Avenue from the point of permittee's discharge to the manhole in N.W. Irving Street to the extent the same is attributable to permittee's discharge or waste

as determined by the City Engineer, which determination shall be final.

Permittee shall furnish a sampling device and provide daily samples of the effluent to the city, upon which the Department of Public Works will determine which of the foregoing bases shall be used for payment of charges for a particular month. Said department shall bill permittee for the amount of special charges on or before the 10th day following the end of the preceding month.

- (c) The authority herein granted permittee to discharge process waste water into city's sewers as set forth herein shall terminate on the expiration of 12 months from the date of the passage of this ordinance, or at any time prior thereto on written notice by the City to permittee.
- (d) That the permission hereby granted to permittee is personal to said permittee and does not run with the land, nor may the same be transferred, assigned or otherwise disposed of by said permittee.
- (e) The permission provided by this ordinance shall not become effective until the permittee shall have filed with the City Auditor in form approved by the City Attorney a document in writing accepting the terms and conditions of this ordinance.

Section 2. The Council finds that a previous ordinance was passed by the Council on the same subject, but the same failed to take note of the change of name of permittee and should be repealed, now, therefore, Ordinance No. 126551, passed by the Council April 10, 1968, and entitled: "An Ordinance permitting United Pacific Corpora-

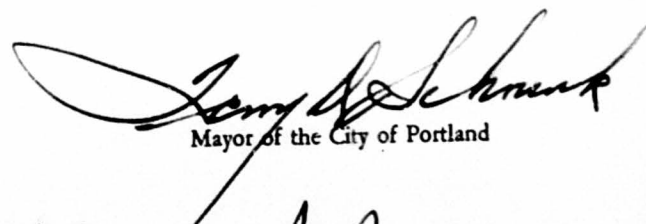
ORDINANCE No.

tion to discharge certain effluents into city sewers at specified charges, waiving certain requirements of Section 5-1013, Subsection 2(a) and 2(b) of the Public Works Code, under certain terms and conditions, and declaring an emergency.", hereby is repealed.

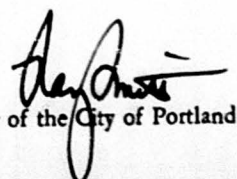
Section 3. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that there may be no delay in providing authority contained in Section 1 hereof; therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, APR 25 1968

Commissioner Bowes
April 24, 1968
DAW/fg


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

Calendar No.

1826

ORDINANCE NO. 12668G

Title

An Ordinance permitting V W R United Corporation to discharge certain effluents into city sewers at specified charges, waiving certain requirements of Section 5-1013, Subsections 2(a) and 2(b) of the Public Works Code, under certain terms and conditions, repealing Ordinance No. 126551, and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Bowes	1	
Earl	1	
Grayson	1	
Ivanic	1	
Schrunk	1	

FOUR-FIFTHS CALENDAR

Bowes	<i>WAB</i>
Earl	<i>WAB</i>
Grayson	
Ivanic	<i>WAB</i>
Schrunk	<i>WAB</i>

INTRODUCED BY
Commissioner Bowes

DRAWN BY
DAW/Eg
Date April 24, 1968

NOTED BY THE COMMISSIONER

Affairs
Finance and Administration
Safety
Utilities
Works *WAB*

City Attorney *WAB*

NOTED FOR CITY AUDITOR
WAB
R. C. H.

APPROVED

Date
By *WAB*
City Engineer

Date
By

RAY SMITH
Auditor of the CITY OF PORTLAND

Filed APR 24 1968

By *E. A. ...*
Deputy