

RECEIVED
ACCEPTANCE

1961 SEP 5 AM 8:57

Portland, Oregon, August 11, 1961

RAY SMITH, AUDITOR
CITY OF PORTLAND, ORE.
BY *JS*RAY SMITH
Auditor of the City of Portland,
Room 202, City Hall
Portland 4, Oregon
Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 113934 changing from Zone A2.5L to M2L, Tax Lot 6, except the west 89 feet, and Tax Lots 57, 58 and 124, all in Section 14, 1N, 1E, W.M., located on the south side of N.E. Lombard Street east of N.E. 15th Avenue, under special terms and conditions,

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,

Hazel Chamberlin
Hazel Chamberlin
*

[CORPORATE
SEAL]

1635 N.E. Buffalo St.
1635 N.E. Buffalo St. Address

Approved as to form:

Alexander H. 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.

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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,

John Saunders

John Saunders McCall Oil Co.

[CORPORATE
SEAL]

2710 SE 50th Avenue

Address

Approved as to form:

Alexander H. Brown

City Attorney

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RECEIVED
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RAY SMITH, AUDITOR
CITY OF PORTLAND, OREGON

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RECEIPT

N^o 45254OFFICE OF
SI COHN, COUNTY CLERK
MULTNOMAH COUNTY, OREGON

RECORDING DEPARTMENT

NAME

City Auditor

FILE NO.

DOCUMENT

PARTIES

C/c

Ord# 113934

450

Recorded 9/5-161
Book 2079
page 376

ORDINANCE NO. 113934

An Ordinance changing from Zone A2.5L to M2L, Tax Lot 6, except the west 89 feet, and Tax Lots 57, 58 and 124, all in Section 14, 1N, 1E, W.M., located on the south side of N. E. Lombard Street east of N. E. 15th Avenue, under special terms and conditions, petitioned for by McCall Oil Company and Hazel A. Chamberlin, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. The Council finds that the McCall Oil Company, by John Saunders, 2710 S. E. 50th Avenue, and Hazel A. Chamberlin, 1635 N. E. Buffalo, Portland, Oregon, have filed a petition to change from Zone A2.5L to M2L, Tax Lot 6, except the west 89 feet, and Tax Lots 57, 58 and 124, Section 14, 1N, 1E, W.M., in the city of Portland, Multnomah County, Oregon; that said petition complied in all respects with all requirements of the Planning and Zoning Code, and petitioners have paid the proper fee to the City Treasurer; that the City Planning Commission by report dated June 22, 1961 (PC #4019), and made a part of Council Calendar No. 2493 (1961), recommended that the petition be denied; that the City Auditor under date of June 28, 1961, notified all persons of record as owners of real property within 300 feet of the zone change area that the time for hearing before the City Council was fixed for 9:30 a.m., July 12, 1961, in the Council Chambers of the City Hall in the city of Portland, Oregon, at which time and place a hearing was held and the Council continued said matter until July 27, 1961, in order to permit the Council to view the premises; that all remonstrances made or filed against said zone change were heard and considered by the Council and were overruled, and are by this ordinance specifically overruled, and the Council by motion duly made, seconded and carried, disapproved the recommendation of the Planning Commission, and the Council finds that a rezoning as herein stated will not adversely affect the peace, health, safety or convenience of the neighborhood, but will be beneficial to both the neighborhood and the general public, and a rezoning as herein stated should be made; now, therefore, subject to the special conditions herein set forth, and pursuant to the Planning and Zoning Code (Ordinance No. 110103), the following described property hereby is changed from Zone A2.5L to M2L, to-wit:

(Zone Change No. 1785) Those certain parcels of land in the Wm. McClung D.L.C. in the northeast quarter of Section 14, T1N, R1E, W.M., bounded by the following described line:

Commencing at the intersection of the south line of N. E. Lombard Street and the east line of N. E. 15th Avenue; thence south along said east street line 90.0 feet; thence east 89.0 feet to the true point of beginning of the boundary line herein described; thence east 75.68 feet; thence north 44.35 feet to the south line of N.E. Lombard Street; thence southeasterly along said south street line to a point which is 330.45 feet northwesterly from the intersection of said south street line with the east line of the Wm. McClung D.L.C.; thence south 153.9 feet; thence west 192.5 feet; thence south 40.0 feet; thence west 250.0 feet; thence north parallel to the east line of N. E. 15th Avenue and 89.0 feet easterly therefrom, to the true point of beginning, in the city of Portland, county of Multnomah, state of Oregon.

Section 2. The change of zone provided for in Section 1 hereof is granted subject to the following special conditions as provided in Section 6-4101 of said Planning and Zoning Code:

- (a) Buffer strips shall be provided along N. E. Lombard as shown on the McCall Oil Company's Plot Plan marked Exhibit "A", attached to Council Calendar No. 2493 (1961), and by this reference made a part of this ordinance;
- (b) The proposed structure shall be located so as to clear the possible expansion of the right-of-way on the Lombard extension.

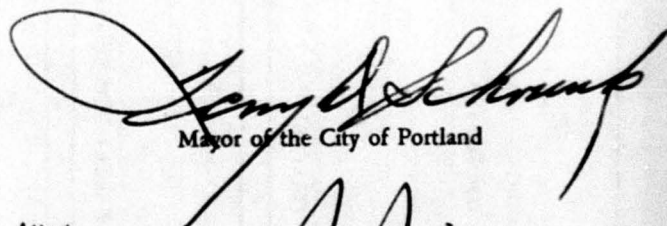
Section 3. All the requirements of said Planning and Zoning Code applicable to the proposed use within said Zone M2L, the provisions of the Building Code, and generally all other applicable code and ordinance provisions and regulations of the City, whether presently existing or hereafter enacted, shall be complied with.

Section 4. In the event of a failure to comply with the terms and provisions herein stated, or any thereof, the Council may in its discretion repeal this ordinance and restore the property to Zone A2.5L, or otherwise rezone the same as it may determine. This ordinance shall not be effective and no change shall be made in the zoning maps of the City until the acceptance and recording provided in Section 6-4101 of said Planning and Zoning Code shall have been complied with. Thereupon, the Auditor hereby is directed to change the maps provided for in Section 6-602 of the Planning and Zoning Code by designating on said maps said property as being in Zone M2L.

ORDINANCE No.

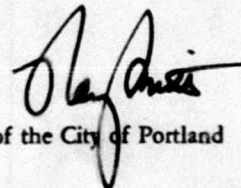
Section 5. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the city of Portland in this: In order that there may be no unnecessary delay in the beneficial use of the above-described property; therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, AUG 9 - 1961



Mayor of the City of Portland

Attest:



Auditor of the City of Portland

Calendar No. 2650

ORDINANCE No. 113931

Title

An Ordinance changing from Zone A2.5L to M2L, Tax Lot 6, except the west 89 feet, and Tax Lots 57, 58 and 124, all in Section 14, 1N, 1E, W.M., located on the south side of N. E. Lombard Street east of N. E. 15th Avenue, under special terms and conditions, petitioned for by McCall Oil Company and Hazel A. Chamberlin, and declaring an emergency.

THE COMMISSIONERS VOTED
AS FOLLOWS:

	Yeas	Nays
Bean	/	
Bowes	/	
Earl	—	
Grayson	/	
Schrunk	/	

FOUR-FIFTHS CALENDAR

Bean	
Bowes	
Earl	
Grayson	
Schrunk	

Filed AUG 2 - 1961

RAY SMITH

Auditor of the CITY OF PORTLAND

By Ray Smith Deputy

INTRODUCED BY

Order of Council

DRAWN BY

AGB:dh

Date August 2, 1961

NOTED BY THE COMMISSIONER

Affairs

Finance

Safety

Utilities

Works

City Attorney

DMB

NOTED FOR CITY AUDITOR

R. S. I.
MC

APPROVED

Date

By

City Engineer

Date

By