

RECEIVED
JAN 22 8 39 AM 1980 ACCEPTANCE
GEORGE YERKOVICH, AUDITOR
CITY OF PORTLAND, ORE.

Portland, Oregon, January 18 1980

BY _____

GEORGE YERKOVICH
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. 149048, passed by the Council January 17, 1980, granting to Northwest Natural Gas Company an additional extension of time to January 6, 1981 to comply with Section 1, Condition (h) of Ordinance No. 138348, which vacated portions of NW 2nd Avenue and NW Flanders Street, 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]

NORTHWEST NATURAL GAS COMPANY
BY: *James R. Smith*
Vice President, Services & Industrial Relations
123 NW Flanders, Portland, OR 97209
Address

Approved as to form:

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. **149018**

An Ordinance granting to Northwest Natural Gas Company an additional extension of time to January 6, 1981 to comply with Section 1, Condition (h) of Ordinance No. 138348, which vacated portions of NW 2nd Avenue and NW Flanders Street, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. At the request of Northwest Natural Gas Company, the City by Ordinance No. 138348 passed by the Council June 6, 1974, vacated, subject to certain conditions, portions of NW 2nd Avenue and NW Flanders Street to provide a suitable site for a four block development of office and retail space.
2. Section 1, Condition (h), of said ordinance required that in the event construction of a four block development of offices and retail space is not commenced within two years from the effective date of the vacating ordinance, Northwest Natural Gas Company, its successors or assigns, shall dedicate for street purposes, in an improved condition acceptable to the City Engineer, all of the street areas received by it resulting from the passage of the vacating ordinance.
3. That due to a general economic slowdown and other complications following passage of the vacating ordinance, the petitioner requested and was granted by Ordinances No. 141708, 142954, 143202, 145010, and 147166, extensions of time to January 6, 1980 to comply with said Condition (h).
4. That by letter dated December 19, 1979, Northwest Natural Gas Company advised that a letter of agreement with Daon Corporation had been signed and it appeared development of the four block parcel would likely be undertaken in 1980, and so requested the date for compliance with Section 1, Condition (h) of Ordinance No. 138348 be extended to January 6, 1981.

ORDINANCE No.

149012

5. That the Council by Ordinance No. 149002 allowed a two week extension of time to January 17, 1980 to comply with said Condition (h).
6. That in order to allow Daon Corporation and Northwest Natural Gas Company an opportunity to seek approval of the proposed development, the Council now finds that the requested extension to January 6, 1981 should be allowed.

NOW, THEREFORE, the Council directs:

- a. The time allowed to Northwest Natural Gas Company to comply with Section 1, Condition (h) of Ordinance No. 138348 is hereby extended to January 6, 1981.
- b. All other conditions of said Ordinance No. 138348 shall remain in force and effect.

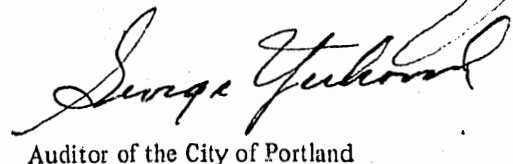
Section 2. The Council declares an emergency exists, because delay in the enactment of this ordinance could cause abandonment of plans to seek approval for a four block development of office and retail space in northwest Portland; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, JAN 17 1980

Commissioner Mike Lindberg
Carl Short/sg
January 16, 1980


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

Sub

Calendar No. **157**

ORDINANCE No. 149018

Title

An Ordinance granting to Northwest Natural Gas Company an additional extension of time to January 6, 1981 to comply with Section 1, Condition (h) of Ordinance No. 138348, which vacated portions of NW 2nd Avenue and NW Flanders Street, and declaring an emergency.

142

*Schwab & Short/sg
of the Council*

JAN 16 1980

CONTINUED TO JAN 17 1980

[Handwritten signature]

Filed Jan 16, 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *George Yerkovich*
Deputy

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

4 —

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

INTRODUCED BY
Commissioner Mike Lindberg

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works <i>ML/SA</i>

BUREAU APPROVAL
Bureau: Street & Structural Engineering
Prepared By: <i>CS</i> Date: 1/16/80
Carl Short/sg
Budget Impact Review:
<input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head: <i>David J. Vargas</i>
David J. Vargas, Acting Chief

NOTED BY
City Attorney
City Auditor
City Engineer APPROVED: <i>[Signature]</i>
John M. Lang, Acting City Engr.
By: <i>Richard E. Johnson</i>