

ORDINANCE NO. **149177** |

An Ordinance changing the zoning for Block 15, except for Lots 11, 12, 13, 14, 15, and the east 33 1/3 feet of Lots 9 and 10; and the northern portion of Lot 7, Block 16, Proebstel's Addition including part of the freeway, located at N. Graham to N. Russell and N. Kerby to N. Borthwick, from A2.5S to M2S, under certain conditions and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The Portland City Planning Commission on December 4, 1979 initiated, without prejudice, the zone change to M2S on behalf of the City of Portland, Bureau of Fleet Management.
2. The City of Portland, Bureau of Fleet Management and deedholder State of Oregon Highway Commission seek a zone change from A2.5S to M2S for Block 15, except for Lots 11, 12, 13, 14, 15, and the east 33 1/3 feet of Lots 9 and 10; and the northern portion of Lot 7, Block 16; Proebstel's Addition including part of the freeway, located at N. Graham to N. Russell and N. Kerby to N. Borthwick.
3. The City's Hearings Officer by report and recommendation dated January 22, 1980 (Planning Commission File No. 6921), after and as a result of a duly authorized and conducted public hearing held January 21, 1980 on said property, has recommended that the zone change be approved.
4. The notice requirements for that public hearing were fulfilled according to law.
5. The City Council after due deliberation in open session adopted the report of the Hearings Officer.
6. This rezoning is in conformance with the comprehensive planning of the City, that there is a public need therefore, and that such need will be best served by changing the classification of this property as compared with other available property.

NOW, THEREFORE, the Council directs:

- a. The zone of Block 15, except for Lots 11, 12, 13, 14, 15, and the east 33 1/3 feet of Lots 9 and 10; and the northern portion of Lot 7, Block 15, Proebstel's Addition including part of the freeway, located at N. Graham to N. Russell and N. Kerby to N. Borthwick, is changed to M2S.

ORDINANCE No.

- b. This zone change is granted under the following conditions:
- 1) The site shall be fenced, screened and landscaped prior to the beginning of operations, with plans to be approved by the Bureau of Planning.
 - 2) Applicable City noise standards shall be met.
 - 3) A Building Permit or an Occupancy Permit must be obtained from the Bureau of Buildings, Room 111, City Hall, 1220 S.W. 5th Avenue, 248-4241, before carrying out this project in order to assure that all conditions imposed here and all requirements of the pertinent Building Codes are met.
- c. The City Auditor shall file a certified copy of this ordinance in the appropriate record file of the county in which said property is located. The City Auditor shall enter the property, zoned as set forth in Section 1 hereof, in the zoning maps of the City. Establishment of said zone classification is for the benefit of the public and the requirement of acceptance of this ordinance by the property owners is hereby waived.

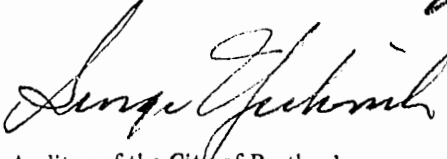
Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that there may be no unnecessary delay in the beneficial use of the above-described property; therefore, an emergency hereby is declared and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, FEB 20 1980

Mayor McCreedy
January 22, 1980
P.Norr/ja


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

Calendar No. 624

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Title

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

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

INTRODUCED BY
MAYOR MCCREADY

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

BUREAU APPROVAL	
Bureau: Hearings Office	
Prepared By: P. Norr/ja <i>PN</i>	Date: 1/22/80
Budget Impact Review:	
<input type="checkbox"/> Completed	<input checked="" type="checkbox"/> Not required
Bureau Head:	

NOTED BY
City Attorney
City Auditor
City Engineer <i>JK</i>

Filed JAN 24 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *Gordon Powell*
Deputy