

ORDINANCE No. 149262

An Ordinance waiving Section 33.98.040 of the Code to permit late acceptance of Variance No. VZ 423-79, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The Variance Committee, on November 13, 1979, acting on the application of Opan Winn, deedholder and Sharon Caron, contract purchaser, granted variance No. VZ 423-79 to increase the height of a fence in the required front yard area (along S.E. 80th Ave.) from the permitted 3.5 feet to six feet, in order to construct a board fence on Lot 6, Block 3, Easton. (6435 S.E. 80th Place) Pursuant to Section 33.98.040 of the Code, written acceptance was required prior to December 13, 1979. Late acceptance from the deedholder was not received until February 22, 1980.
2. The applicants have requested and the auditor recommends waiver of the 30 day limit for filing acceptances in order to avoid additional delays and costs.

NOW, THEREFORE, The Council directs:

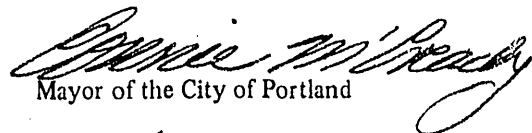
- a. That Section 33.98.040 of the Code be waived in order to render late acceptance of Variance No. VZ 423-79 valid and the variance to be in full force and effect.

Section 2. The Council declares that an emergency exists because the variance described in Section 1 above should be effective immediately in order to avoid unnecessary delay and costs; therefore, this ordinance shall be in force and effect from and after its passage by the Council.


Passed by the Council, **MAR 6 1980**

Mayor McCready

G. Yerkovich/cjs
February 26, 1980


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

Calendar No. 819

ORDINANCE No. 149262

Title

An Ordinance waiving Section 33.98.040 of the Code to permit late acceptance of Variance No. VZ 423-79, and declaring an emergency.

THURSDAY

| 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>C. Spear</i> |
| Safety |
| Utilities |
| Works |

| |
|--|
| BUREAU APPROVAL |
| Bureau: Office of City Auditor |
| Prepared By: C. Spear Date: 2/26/80 |
| Budget Impact Review: <input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required |
| Bureau Head: <i>George Yerkovich</i> |

| |
|---------------------------------|
| NOTED BY |
| City Attorney |
| City Auditor <i>[Signature]</i> |
| City Engineer |
| |
| |

Filed FEB 29 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *[Signature]*
Deputy