

RECEIVED 150038

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ACCEPTANCE

GEORGE YERKOVICH, AUDITOR  
CITY OF PORTLAND, ORE.

BY \_\_\_\_\_

Portland, Oregon, July 18, 1980

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. 150038, passed by the Council July 17, 1980, granting a Revocable Permit to Orval Weckel and Maxine Weckel, deedholders, to allow the use of the existing extra unit as a residence for the applicants' mother, in zone R5, located at 535 SE 53rd Avenue, north of SE Washington, with a variance from the requirement of an additional parking space on-site for the temporary use of the extra unit, under certain 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,

*Orval Weckel; Maxine Weckel*

\* Orval Weckel

*Maxine Weckel*

Maxine Weckel

535 SE 53rd Avenue, Portland, Oregon 97215

Address

[CORPORATE SEAL]

APPROVED AS TO FORM

Approved as to form

*Christopher P. Thomas*

CITY ATTORNEY

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. **150038**

An Ordinance granting a Revocable Permit to Orval Weckel and Maxine Weckel, deedholders, to allow the use of the existing extra unit as a residence for the applicants' mother, in zone R5, located at 535 S.E. 53rd Avenue, north of S.E. Washington, with a variance from the requirement of an additional parking space on-site for the temporary use of the extra unit, under certain conditions, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Orval Weckel and Maxine Weckel, deedholders, of the property at 535 S.E. 53rd Avenue, applied for a Conditional Use to convert a single-family dwelling into a duplex.
2. The legal description of said property is the south one-half of Lots 5 through 6, Block 3, WD Prettyman's.
3. Applicants have paid the proper fee for the filing of such a petition.
4. A duly authorized and held public hearing has been conducted by the City's Hearings Officer on June 16, 1980 (Planning Commission File No. CU 41-80) and the Hearings Officer recommends that the application for a Conditional Use be denied but that a Revocable Permit be allowed to use the existing extra unit as a residence for the applicants' mother, located at 535 S.E. 53rd Avenue, north of S.E. Washington, with a variance from the requirement of an additional parking space on-site for the temporary use of the extra unit, with conditions.
5. The City Auditor has complied with the notice requirements of the ordinance for the hearing before the Hearings Officer.
6. The City Council after due deliberation in open session adopted the Report, Decision and Recommendation of the Hearings Officer.

NOW, THEREFORE, the Council directs:

- a. That a Revocable Permit be granted to allow use of the existing extra unit as a residence for the applicants' mother, located at 535 S.E. 53rd Avenue, north of S.E. Washington.
- b. This Revocable Permit is granted under the following conditions:
  - 1.) The primary unit in the house shall be occupied by either the applicants or members of their immediate family.

ORDINANCE No.

- 2) The requirements of the Neighborhood Quality Division regarding street trees and hedges 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.
  - 4) The Revocable Permit hereby granted is personal to the permittee and may not be transferred, assigned or otherwise disposed of by said permittee.
  - 5) The Revocable Permit hereby granted shall be revocable at the pleasure of the City Council and no expenditures of money hereunder or lapse of time or any act or thing shall operate as an estoppel against the City of Portland, or be held to give the permittees any vested or other right.
  - 6) Permittee shall comply with the provisions of the Code of the City of Portland, and all other applicable ordinances, provisions and regulations of the City, whether presently existing or hereafter enacted.
- c. This Revocable Permit is granted with the following variance:
- 1) A variance from the requirement of an additional parking space on-site for the temporary use of the extra unit.
- d. Neither this ordinance nor any permit issued hereunder shall be effective until accepted, filed and recorded in accordance with law.

Section 2. The Council declares an emergency exists because there should be no delay in the beneficial use of the above-described property; therefore this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, JUL 17 1980

Mayor McCready  
June 17, 1980  
P.Norr/ja

Attest:

*George Yehonik*  
Auditor of the City of Portland

Calendar No. 2533

ORDINANCE No. 150038

Title

An Ordinance granting a Revocable Permit to Orval Weckel and Maxine Weckel, deedholders, to allow the use of the existing extra unit as a residence for the applicants' mother, in zone R5, located at 535 S.E. 53rd Avenue, north of S.E. Washington, with a variance from the requirement of an additional parking space on-site for the temporary use of the extra unit, under certain conditions, and declaring an emergency.

THURSDAY

JUN 27 1980

Filed

GEORGE YERKOVICH

Auditor of the CITY OF PORTLAND

By Gordon Howell  
Deputy

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>Alber</i>
Safety
Utilities
Works

BUREAU APPROVAL	
Bureau: Hearings Office	
Prepared By: P. Norr/ja	Date: 6/17/80
Budget Impact Review:	
<input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required	
Bureau Head:	

NOTED BY
City Attorney
City Auditor
City Engineer

150038