

ORDINANCE No. 150041

An Ordinance waiving Section 33.98.040 of the Code to permit late acceptance of Variance No. VZ-126-80, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Planning, Code Administration, on April 10, 1980, acting on the application of Willard & Sandra C. Valentine, deedholders, granted variance No. VZ 126-80 to reduce the minimum distance between the street property line and the entrance to a garage from the required 22 feet to one foot, in order to construct a new garage, with entrance from North Gay Street on Lot 12, Block 1, Brainard Tract, located at 2154 N. Alberta. Pursuant to Section 33.98.040 of the Code, written acceptance was required prior to May 10, 1980. Late acceptance was filed June 30, 1980. Applicant states that, due to a misunderstanding with the contractor, the acceptance was not signed and returned as required, and waiver of the 30 day limit is requested. No appeal has been filed on the variance.
2. The applicant has requested and the auditor recommends waiver of the 30 day limit for filing acceptance in order to avoid unnecessary delay 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 126-80 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, **JUL 17 1980**
Mayor McCready

G. Yerkovich/cjs
July 8, 1980

Attest:

Serge Tchumil
Auditor of the City of Portland

Calendar No. 2596

ORDINANCE No. 150041

Title

An Ordinance waiving Section 33.98 .040 of the Code to permit late acceptance of Variance No. VZ 126-80, and declaring an emergency.

THURSDAY

Filed JUL 11 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By Gordon Crull
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 *CAH*

Safety

Utilities

Works

BUREAU APPROVAL

Bureau: Office of City Auditor

Prepared By: Charles Spear Date: 7/8/80

Budget Impact Review:
 Completed Not required

Bureau Head: *C Spear*

CALENDAR

Consent Regular #

NOTED BY

City Attorney

City Auditor

City Engineer