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GEORGE YERKOVICH, AUDITOR
CITY OF PORTLAND, ORE.

ACCEPTANCE

Portland, Oregon, July 31, 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. 150141, passed by the Council July 31, 1980, granting a revocable permit to Chinese Benevolent Association to place a banner across NW Davis Street between NW 3rd and 4th Avenue for a ground breaking ceremony on August 2, 1980,

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,

CHINESE BENEVOLENT ASSOCIATION

[CORPORATE SEAL]

*By *Mr. Lily*, chairman
Ground breaking committee
Address:
3223 S. St. Frank Ave.
Portland, Or. 97201

APPROVED AS TO FORM

George P. Thorne
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. 150141 !

An Ordinance granting a revocable permit to Chinese Benevolent Association to place a banner across NW Davis Street between NW 3rd and 4th Avenue for a ground breaking ceremony on August 2, 1980, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The Chinese Benevolent Association has, through J. Min Luey, 315 NW Davis Street, Portland, Oregon 97209, requested permission to place a banner across NW Davis Street between NW 3rd and 4th Avenue on August 2, 1980.
2. Affected building owners have agreed to grant permission for the banner to be hung from their respective buildings.
3. That said banner is for the purpose of promoting a ground breaking ceremony to be held August 2, 1980.
4. The granting of said permission, under certain conditions, will not be detrimental to the public interest.

NOW, THEREFORE, the Council directs:

- a. A revocable permit is hereby granted to Chinese Benevolent Association to place a banner across NW Davis Street between NW 3rd and 4th Avenue on August 2, 1980, subject to the following conditions:
 - (1) All banners must have a clearance of 18 feet above the roadway of the street and 10 feet above the sidewalk.
 - (2) This permit is for the use of the street area only and shall not exempt the grantee from obtaining any license or permit required by City Code or Ordinance for any act to be performed under this permit, nor shall this permit waive the provision of any City Code or Ordinance or the City Charter except as herein stated.
 - (3) This permit is revocable at any time at the pleasure of the Council and no expenditure of money or lapse of time or other act or thing shall operate as an estoppel against the City of Portland or to be held to give the grantee any vested or other right.

ORDINANCE No.

COMMISSIONERS ADOPTED	DATE

(4) The grantee shall hold the City of Portland, its officers, agents, and employees free and harmless from any claims for damages to persons or property, including legal fees and costs of defending any actions or suits, including any appeals which may result from the use of the street area under this permit by providing evidence of insurance protecting the City of Portland, its officers, agents, and employees as follows:

Bodily injury \$100,000 for one claimant and \$300,000 for one occurrence, property damage \$50,000 for one claimant and \$300,000 for one occurrence, said insurance to be kept in full force and effect at all times. This permit is automatically revoked without further action by the Council if this insurance is permitted to lapse, is cancelled or, for any other reason, becomes inoperative.

Section 2. This Ordinance will not become effective until the grantee has filed with the City Auditor both a document accepting the terms and conditions hereof, and the evidence of insurance, each of which has been approved by the City Attorney.

Section 3. The Council declares that an emergency exists because delay in the enactment of this Ordinance will result in an unnecessary hardship of uncertainty on the part of the applicant as to the status of the requested permit for the hanging of the banner; therefore, this Ordinance shall be in force and effect from and after its passage.

Calendar No. 37175

ORDINANCE NO. 1980 0001

APPROVED BY THE CITY OF PORTLAND
 GEORGE PETERSON
George Peterson

Passed by the Council, JUL 31 1980

Commissioner Mike Lindberg
 Steve Hazzard/sg
 July 31, 1980

Attest:

George Peterson
 Auditor of the City of Portland

Calendar No. *2769-2*

ORDINANCE No. 150141

Title

An Ordinance granting a revocable permit to Chinese Benevolent Association to place a banner across N.W. Davis Street between N.W. 3rd and 4th Avenues for a ground breaking ceremony on August 2, 1980, and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Ivancie	1	
Jordan		1
Lindberg	1	
Schwab	1	
McCready	1	

FOUR-FIFTHS CALENDAR

Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

INTRODUCED BY
COMMISSIONER MIKE LINDBERG

NOTED BY THE COMMISSIONER

Affairs
Finance and Administration
Safety
Utilities
Works *ML/MS*

BUREAU APPROVAL

Bureau: Street & Structural Engineering
Prepared By: Steve Hazzard:jmh Date: 7/31/80
Budget Impact Review:
 Completed Not required
Bureau Head: *David J. Vargas*
David J. Vargas, Acting Chief

CALENDAR

Consent Regular

NOTED BY

City Attorney
City Auditor
City Engineer Approved: John M. Lang, P.E.
By: *David J. Vargas esq.*

Filed *July 31, 1980*

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By: *Gordon Crick*
Deputy