

ACCEPTANCE

Portland, Oregon, August 1, 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. 150148, passed by the Council July 31, 1980, granting a revocable permit to KGW Radio for a fireworks display at Oaks Amusement Park in the fenced-off area on the east bank of the river, on August 11, 1980 at approximately 10:00 p.m., 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,

KGW RADIO

Raymond Miller

[CORPORATE SEAL]

1501 SW Jefferson, Portland, Oregon 97201
Address

APPROVED AS TO FORM

Approved as to form:

William A. 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. 150148

An Ordinance granting a revocable permit to KGW Radio for a fireworks display at Oaks Amusement Park in the fenced-off area on the east bank of the river, on August 11, 1980 at approximately 10:00 pm, under certain conditions and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

- 1. That KGW Radio, has heretofore filed a request for a revocable permit to have a fireworks display at Oaks Amusement Park on August 11, 1980 at approximately 10:00 pm.
- 2. That under the provisions of ORS, Chapter 480, the sale and use of fireworks in the State of Oregon are prohibited except under certain circumstances therein recited.
- 3. That the request has been approved by the Fire Marshal as ex-officio Assistant State Fire Marshal by provisions of ORS 476.060 who, under authority of ORS, Chapter 480, and pursuant to Section 31.44.250(b) of the Code of the City of Portland, has authority to grant a permit in the name of the State Fire Marshal.
- 4. Further, that by the provision of the State Law permitting such displays, the same shall be under the supervision of the chiefs of the Bureaus of Fire and Police.

NOW, THEREFORE, the Council directs:

- a. That the action of the Commissioner-in-charge of the issuing of the permit be ratified and that a revocable permit hereby be granted to KGW Radio to stage a fireworks display at Oaks Amusement Park on August 11, 1980 at approximately 10:00 pm, or in the event of inclement weather additional date to be approved by the Fire Marshal; that such display shall be under the control and supervision of the Bureau of Police and the Fire Marshal, Bureau of Fire, and shall be staged in conformity with the regulations and limitations set forth in ORS, Chapter 480, and the rules and regulations promulgated under authority of said chapter by the State Fire Marshal, and under the following conditions:
 - 1. The permittee shall have first filed with the Auditor of the City of Portland, on a form approved by the City attorney, an insurance policy or certificate of insurance in the sum of \$300,000 for bodily injury and property damage. Said insurance is to protect the City of Portland, its officers, agents and employees.

2. The display shall be limited to the fireworks specifically listed in the application to the State and City Fire Marshals for the dates and place therein designated.
3. The display, handling and transportation of fireworks shall be under the direct supervision of Tim Larson, 2609 "F" Street, Vancouver, Washington 98663.
4. The permittee shall effectively supervise the fireworks display to prevent unauthorized persons from entering within the firing range of any fireworks device or within 50 feet of any shed, truck or magazine in which the fireworks are stored. All combustible debris, defective and/or unfired fireworks shall be removed from the premises and the City of Portland within six hours of the final display. The fireworks shall be returned to their original storage vaults.
5. The firing platform or location should not be closer than 200 feet to any audience, combustible structure, occupied parking lot, or land bearing a combustible crop.
6. Fireworks displays conducted in areas that contain dry grass should be wet down before firing the display.
7. Fireworks stored on the premises of the display site shall be stored in an approved, secured, Class II magazine bearing lettering 3 inches high, "EXPLOSIVES. KEEP FROM FIRE".
8. The Chief of Police, Fire Chief, Fire Marshal or their designated representatives, may stop or cancel the authorized display in the event conditions develop which might tend to endanger lives or property.
9. Two (2) Class 2A fire extinguishers shall be provided in the firing area, and personnel in the firing area shall be knowledgeable in their use and operation.
10. Smoking shall not be permitted in the firing area.

Section 2. This permit shall not be in force and effect until and unless the permittee shall have first filed with the Auditor of the City of Portland in a form approved by the City Attorney, a document in writing accepting the terms and conditions of this ordinance.

Calendar No. 2779

ORDINANCE No. 150118

Title

An Ordinance granting a revocable permit to KGW Radio for a fireworks display at Oaks Amusement Park in the fenced-off area on the east bank of the river, on August 11, 1980 at approximately 10:00 p.m., under certain conditions and declaring an emergency.

THURSDAY

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Ivancie	1	
Jordan		
Lindberg McCready	1	
Schwab		
McCready Goldschmidt		

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
McCready	
Schwab	
Goldschmidt	

Filed JUL 24 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By: Gordon Powell
Deputy

INTRODUCED BY
Commissioner Lindberg

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works

BUREAU APPROVAL
Bureau: Bureau of Fire
Prepared By: Joe Martin Date: 7-21-80
Budget Impact Review: <input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head: <i>Francis J. Sargent</i> FRANCIS J. SARGANT, Chief

NOTED BY
City Attorney
City Auditor
City Engineer