

RECEIVED

ACCEPTANCE

JUL 29 8 39 AM 1980

GEORGE YERKOVICH, AUDITOR  
CITY OF PORTLAND, ORE.

Portland, Oregon, July 18, 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. 150049, passed by the Council July 17, 1980, granting a revocable permit to the Board of Hospital Trustees of the Diocese of Oregon (Good Samaritan Hospital) to construct and maintain building column footings which project into the southerly street area of NW Marshall Street between NW 21st and NW 22nd Avenues not more than 4 feet and below sidewalk grade not less than 5 feet, 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,

BOARD OF HOSPITAL TRUSTEES OF THE DIOCESE OF OREGON

\* *David A. Juley*

1200 NW 23rd Ave., Portland, Oregon 97210

Address

[CORPORATE SEAL]

APPROVED AS TO FORM

Approved as to form  
*Christina 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. 150049

An Ordinance granting a revocable permit to the Board of Hospital Trustees of the Diocese of Oregon (Good Samaritan Hospital) to construct and maintain building column footings which project into the southerly street area of N.W. Marshall Street between N.W. 21st and N.W. 22nd Avenues not more than 4 feet and below sidewalk grade not less than 5 feet, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Skidmore, Owings and Merrill have applied on the behalf of the Board of Hospital Trustees of the Diocese of Oregon, 1200 N.W. 23rd Avenue, Portland 97210, for a permit to construct and maintain building column footings which project into the southerly street area of N.W. Marshall Street between N.W. 21st and N.W. 22nd Avenues not more than 4 feet and below sidewalk grade not less than 5 feet.
2. The design criteria for the proposed building requires spread footings of a size such that they extend into the street area with the building located as planned.
3. The granting of this permit will not be detrimental to the public interest under certain condition.

NOW, THEREFORE, the Council directs:

- a. A revocable permit is granted to the Hospital Trustees of the Diocese of Oregon to construct and maintain building column footings which extend into the street area of N.W. Marshall Street between N.W. 21st and N.W. 22nd Avenues not more than 4 feet and below the sidewalk grade not less than 5 feet in accordance with plans and specifications approved by the Bureau of Buildings, subject to the following conditions:
  - (1) 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 the City Code or Ordinances for any act to be performed under this permit, nor shall this permit waive the provisions of any City Code, Ordinance, or the City Charter, except as herein stated.
  - (2) 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.

ORDINANCE No.

(3) The grantee shall pay the permit fee of \$10.00 required by Section 17.24.020 of the City Code.

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

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; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

ORDINANCE No. 120010

Line

An Ordinance amending a reversible permit emergency. These than 2 feet and exceeding an 4 feet and below sidewalk grade nor and N.W. 35th Avenue not more than N.W. Marshall Street between N.W. 31st and the southerly street side of building column location which project Hospital) to construct and maintain the process of Oregon (Good Samaritan to the Board of Hospital Trustees of

EMERGENCY

DATE JUL 10 1980

GEORGE JERKOVICH

Auditor of the City of Portland

Passed by the Council,

JUL 17 1980

Commissioner Mike Lindberg  
Harlan G. Scott:jmh  
July 9, 1980

Attest:

George Jerkovich  
Auditor of the City of Portland

Calendar No. 2605

ORDINANCE No. 150049

Title

An Ordinance granting a revocable permit to the Board of Hospital Trustees of the Diocese of Oregon (Good Samaritan Hospital) to construct and maintain building column footings which project into the southerly street area of N.W. Marshall Street between N.W. 21st and N.W. 22nd Avenues not more than 4 feet and below sidewalk grade not less than 5 feet, and declaring an emergency.

THURSDAY

Filed JUL 10 1980

GEORGE YERKOVICH  
Auditor of the CITY OF PORTLAND

By  Gordon Roell   
Deputy

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

FOUR-FIFTHS CALENDAR		
	Yeas	Nays
Ivancie		
Jordan		
Lindberg		
Schwab		
McCready		

INTRODUCED BY
COMMISSIONER MIKE LINDBERG

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works <u>ML/mgf</u>

BUREAU APPROVAL
Bureau: Street & Structural Engineering
Prepared By: Harlan G. Scott: jmh
Date: 7/9/80
Budget Impact Review:
<input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head: <u>David J. Vargas</u> David J. Vargas, Acting Chief

NOTED BY
City Attorney
City Auditor
City Engineer Approved: John M. Lang, City Engineer
By: <u>[Signature]</u>

120049