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CITY OF PORTLAND

BY Portland, Oregon, August 8, 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. 150188, passed by the Council August 7, 1980, granting a revocable permit to the Archdiocese of Portland in Oregon to place an overhead banner within the street area of N. Farragut Street over N. Lombard Street at N. Delaware Avenue, from August 15, 1980 to September 10, 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,

ARCHDIOCESE OF PORTLAND IN OREGON

[CORPORATE SEAL]

* *W. McQuerry*

2838 E Burnside St., Portland, OR. 97214

Address

APPROVED AS TO FORM

Approved as to form:

Stephen P. Travers
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.

150188

An Ordinance granting a revocable permit to the Archdiocese of Portland in Oregon to place an overhead banner within the street area of N. Farragut Street over N. Lombard Street at N. Delaware Avenue, from August 15, 1980 to September 10, 1980, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The Archdiocese of Portland in Oregon, 2838 E. Burnside Street, Portland, has through Queen of Peace Church applied for permission to attach a banner to a supporting overhead cable across N. Farragut over N. Lombard Street at N. Delaware Avenue from August 15, 1980 to September 10, 1980.
2. That said banner is for the purpose of promoting a fund raising program for the Queen of Peace Church to be held on September 6 and 7, 1980.
3. The City Engineer and Traffic Engineer have no objection to granting said permission, and that granting said permission under certain conditions, will not be detrimental to the public interest.

NOW, THEREFORE, the Council directs:

- a. A revocable permit is granted to the Archdiocese of Portland in Oregon, grantee, to place an overhead banner across N. Farragut over N. Lombard Street at N. Delaware Avenue from August 15, 1980 to September 10, 1980, inclusive, subject to the following conditions:
 - (1) The banner must have a clearance of 18 feet above the roadway of the street and 10 feet above the sidewalk.
 - (2) Approval for use of utility poles and the manner of securing and fastening an overhead cable to the poles must be obtained from the utility companies involved.
 - (3) 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.

ORDINANCE No.

(4) 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.

(5) 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 a banner; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council,

AUG 7 1980

Commissioner Mike Lindberg
 Harlan G. Scott:jmh
 July 25, 1980

Attest:

Charles Spear
 Chief Deputy Auditor of the City of Portland

Calendar No. 2846

ORDINANCE No. 150188

Title

An Ordinance granting a revocable permit to the Archdiocese of Portland in Oregon to place an overhead banner within the street area of N. Farragut Street over N. Lombard Street at N. Delaware Avenue, from August 15, 1980 to September 10, 1980, and declaring an emergency.

THURSDAY

JUL 31 1980

Filed

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By: *Gordon [Signature]*
Deputy

THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Ivancie		
Jordan		
Lindberg		
Schwab		
McCready		

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/mgt*

BUREAU APPROVAL

Bureau:
Street & Structural Engineering
Prepared By: Harlan G. Scott:jmh Date: 7/25/80
Budget Impact Review:
 Completed Not required
Bureau Head:
David J. Vargas
David J. Vargas, Acting Chief
Consent ✓

NOTED BY

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

150188