

ACCEPTANCE

Portland, Oregon, _____ April 10 _____ 1981

GEORGE YERKOVICH
Auditor of the City of Portland,
Room 202, City Hall
Portland, Oregon 97204

RECEIVED
APR 10 5 57 AM 1981
REC. CITY AUDITOR ORE.
BY _____

Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 151376, passed by the Council April 9, 1981, granting a park-use permit to Central Catholic High School (Portland Oktoberfest) to use Holladay Park for entertainment, food booths, biergarden, arts, crafts, rides, and games from 9:00 a.m. to 12:00 midnight, September 10 through September 25, 1981, 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,

_____ CENTRAL CATHOLIC HIGH SCHOOL _____

* _____
John F. Shepard

_____ 2401 S.E. Stark St., Portland, OR97214 _____
Address

[CORPORATE SEAL]

APPROVED AS TO FORM

Approved as to form:
_____ 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. 151376

An Ordinance granting a park-use permit to Central Catholic High School (Portland Oktoberfest) to use Holladay Park for entertainment, food booths, biergarden, arts, crafts, rides, and games from 9:00 a.m. to 12:00 midnight, September 10 through September 25, 1981, under certain conditions and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Central Catholic High School (Portland Oktoberfest) by John F. Shepard, 2401 S.E. Stark Street; Portland, Oregon, desires to use Holladay Park for entertainment, food booths, biergarden, arts, crafts, rides, and games from 9:00 a.m. to 12:00 midnight, September 10 through September 25, 1981.
2. The application has been recommended by the Superintendent of Parks and the Commissioner in charge of the Bureau of Parks.

NOW, THEREFORE, the Council directs:

1. A park-use permit is granted to Central Catholic High School (Portland Oktoberfest) to use Holladay Park for entertainment, food booths, biergarden, arts, crafts, rides and games from 9:00 a.m. to 12:00 midnight, September 10 through September 25, 1981, under the following conditions:
 - a. The permit hereby granted shall be revocable at the pleasure of the Commissioner in Charge and no expenditure of money hereunder or lapse of time or any act, or thing shall operate as an estoppel against the City of Portland, or be held to give the permittee any vested or other right.
 - b. The permit hereby granted is personal to the permittee and may not be sold, assigned, or otherwise transferred by permittee or operation of law.
 - c. No area of the Park may be used for spectator viewing, operation of concessions or parking of automobiles without specific approval of that use by the Superintendent of Parks.
 - d. Permittee hereby agrees to clean up all debris resulting from use of Park area immediately after the event and return the used Park area in as good condition as it was prior to permittee's use.

ORDINANCE No.

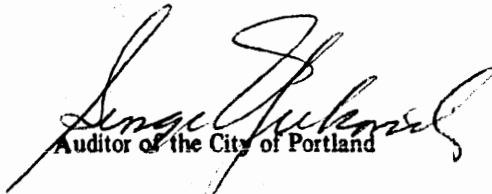
- e. Permittee hereby agrees to be responsible for all damages to City property and also to bear all costs for park restoration and other services required or provided by City in conjunction with this event. Permittee agrees to make payment within 30 days of billing by City to permittee.
- f. Permittee agrees to provide at his/her own expense necessary security personnel to assure an orderly event.
- g. Permittee shall comply with all Parks Bureau rules and regulations; all ordinances of the City of Portland and all State laws.
- h. Permittee agrees to indemnify, save and hold harmless the City of Portland, its officers, agents and employees from and against any and all actions, claims and liabilities arising out of permittee's activities at the Park.
- i. The permit provided by this Ordinance shall not become effective until permittee shall have filed with the City Auditor an acceptance of the terms and conditions of this Ordinance.

Section 2. The Council declares that an emergency exists because delay in the enactment of this Ordinance would create an undue hindrance to complete arrangements for this event; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **APR 9 1981**

Commissioner Schwab
March 23, 1981

Attest:


Auditor of the City of Portland

Michael Farley/saf

Calendar No 1102

ORDINANCE No. 151376

Title

An Ordinance granting a park-use permit to Central Catholic High School (Portland Oktoberfest) to use Holladay Park for entertainment, food booths, biergarden, arts, crafts, rides, and games from 9:00 a.m. to 12:00 midnight, September 10, through September 25, 1981, under certain conditions and declaring an emergency.

THURSDAY

Filed APR 2 1981

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

Gordon C. Wall
Deputy

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Jordan	/	
Lindberg	/	
Schwab	/	
Strackan	/	
Ivancie	/	

FOUR-FIFTHS CALENDAR	
Jordan	
Lindberg	
Schwab	
Ivancie	

INTRODUCED BY
Commissioner Schwab

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works

BUREAU APPROVAL	
Bureau: Parks and Recreation	
Prepared By: Michael Farley	Date: 3/23/81
Budget Impact Review: <input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required	
Bureau Head: William V. Owens <i>WVO</i>	

CALENDAR	
Consent <input checked="" type="checkbox"/>	Regular <input type="checkbox"/>

NOTED BY
City Attorney
City Auditor
City Engineer