

APR 10 9 05 AM 1981

151387

REC. DATE  
AUDITOR  
CITY OF PORTLAND

# ACCEPTANCE

BY [Signature]

Portland, Oregon, April 10 1981

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. 151387, passed by the Council April 9, 1981, granting a revocable permit to the Portland Rose Festival Association to close portions of NE Occident Avenue and NE 2nd Avenue, prior to the Grand Floral Parade, from 5:00 a.m. to 2:00 p.m. on Saturday, June 13, 1981,

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,

PORTLAND ROSE FESTIVAL ASSOCIATION

[CORPORATE SEAL]

\* [Signature]

Clayton W. Hannon, Executive Manager

One SW Columbia, Portland, OR 97201

Address

Approved as to form:

APPROVED AS TO FORM

[Signature]

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. 151387

An Ordinance granting a revocable permit to the Portland Rose Festival Association to close portions of NE Occident Avenue and NE 2nd Avenue, prior to the Grand Floral Parade, from 5:00 a.m. to 2:00 p.m. on Saturday, June 13, 1981, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The Portland Rose Festival Association, through Clayton W. Hannon, Executive Manager, has requested permission to close NE Occident Avenue from the north line of NE Oregon Street to the south line of NE Holladay Street and from the north line of NE Holladay Street to the south line of NE Hassalo Street and also NE 2nd Avenue from the north line of NE Holladay Street to the south line of NE Hassalo Street from 5:00 a.m. to 2:00 p.m., Saturday, June 13, 1981.
2. Said street areas are needed to provide for an equestrian staging area prior to the Grand Floral Parade.
3. That 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 hereby is granted to the Portland Rose Festival Association, permittee, to close NE Occident Avenue from the north line of NE Oregon Street to the south line of NE Holladay and from the north line of NE Holladay Street to the south line of NE Hassalo Street and also NE 2nd Avenue from the north line of NE Holladay Street to the south line of NE Hassalo Street from 5:00 a.m. to 2:00 p.m. on Saturday, June 13, 1981, subject to the following conditions:
  - (1) This permit is for use of the street area only and shall not exempt the permittee from obtaining any license or permit required by the City Code or Ordinances or 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) This permit is revocable at any time in the event the public's need requires it and no expenditure of money hereunder, lapse of time, or other 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.

## ORDINANCE No.

- (3) The permittee 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.
- (4) Written approval has been obtained from abutting property owners along the streets to be closed that they do not object to the requested closures.

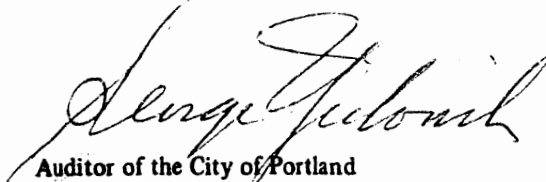
Section 2. This Ordinance will not become effective until the permittee has filed with the City Auditor a document, which has been approved by the City Attorney, accepting the terms and conditions hereof. This Ordinance shall be automatically revoked without further consideration by the Council if the terms and conditions are not accepted within sixty (60) calendar days of the passage of this Ordinance.

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 temporary closure of portions of NE Occident and 2nd Avenues; 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 Mike Lindberg  
 John Brandt:mmc  
 March 24, 1981

Attest:

  
 Auditor of the City of Portland

Calendar No. 1113

**ORDINANCE No. 151387**

**Title**

An Ordinance granting a revocable permit to the Portland Rose Festival Association to close portions of NE Occident Avenue and NE 2nd Avenue, prior to the Grand Floral Parade, from 5:00 a.m. to 2:00 p.m. on Saturday, June 13, 1981, and declaring an emergency.

**THURSDAY**

Filed APR 2 1981

**GEORGE YERKOVICH**  
Auditor of the CITY OF PORTLAND

By: *George Yerkovich*  
Deputy

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

FOUR-FIFTHS CALENDAR	
Jordan	
Lindberg	
Schwab	
Ivancie	

INTRODUCED BY
Commissioner Mike Lindberg

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works <i>ML/ms</i>

BUREAU APPROVAL	
Bureau:	
Street & Structural Engineering	
Prepared By: John Brandt:mmc	Date: 3-24-81
Budget Impact Review:	
<input type="checkbox"/> Completed	<input checked="" type="checkbox"/> Not required
Bureau Head:	
David J. Vargas, Acting Chief	

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

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