APR 22 8 36 AM 1981

GEORGE   AUDITOR
CITY
BY

151422

ACCEPTANCE

Portland, Oregon,_____April 17_____19 81

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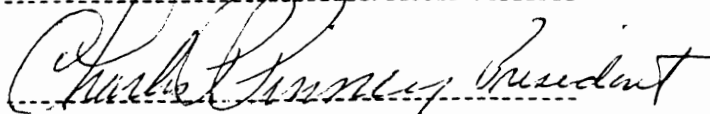Room 202, City Hall
Portland, Oregon 97204

Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 151422, passed by the Council April 16, 1981, granting a revocable permit to Cedar Pacific Construction to construct two driveways in the westerly street area of S.W. 4th Avenue between S.W. Woods and S.W. Hooker Street,

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.
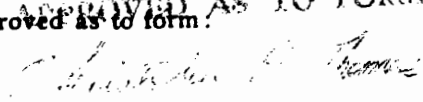
Very truly yours,

[CORPORATE
SEAL]

CEDAR PACIFIC CONSTRUCTION
_____

*
_____ President

590 3rd Street, Lake Oswego, OR 97034
Address

Approved as to form:

APPROVED AS TO FORM

_____
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. 151422

An Ordinance granting a revocable permit to Cedar Pacific Construction to construct two driveways in the westerly street area of S.W. 4th Avenue between S.W. Woods and S.W. Hooker Street, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Cedar Pacific Construction has requested permission to construct two driveways to serve 2927 S.W. 4th Avenue by having the provisions of Section 17.28.110(Width and location of driveways)waived.

2. The purpose of this request is to provide access to a condominium proposed for construction at the address given above (Building Permit Application No. 958).

3. The granting of this request will not be detrimental to the public interest under certain conditions.

NOW, THEREFORE, the Council directs:

a. A revocable permit is hereby granted to Cedar Pacific Construction, 590 Third Street, Lake Oswego, OR 97034, permittee, to construct and maintain two concrete driveways with less than required separation in the street area adjacent to the North 42 feet of the South 99 feet and the East 74 feet of the South 50 feet of Block 76, Caruthers Addition and located as shown on the plan marked "Exhibit A" attached to and by this reference made a part of this Ordinance, subject to the following conditions:

    (1) The permittee shall make arrangement with the Permit Design Section of the Bureau of Street and Structural Engineering to design the driveways authorized herein and pay the design cost incurred plus the standard permit fee of $99.50.

    (2) This permit is for the 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 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.
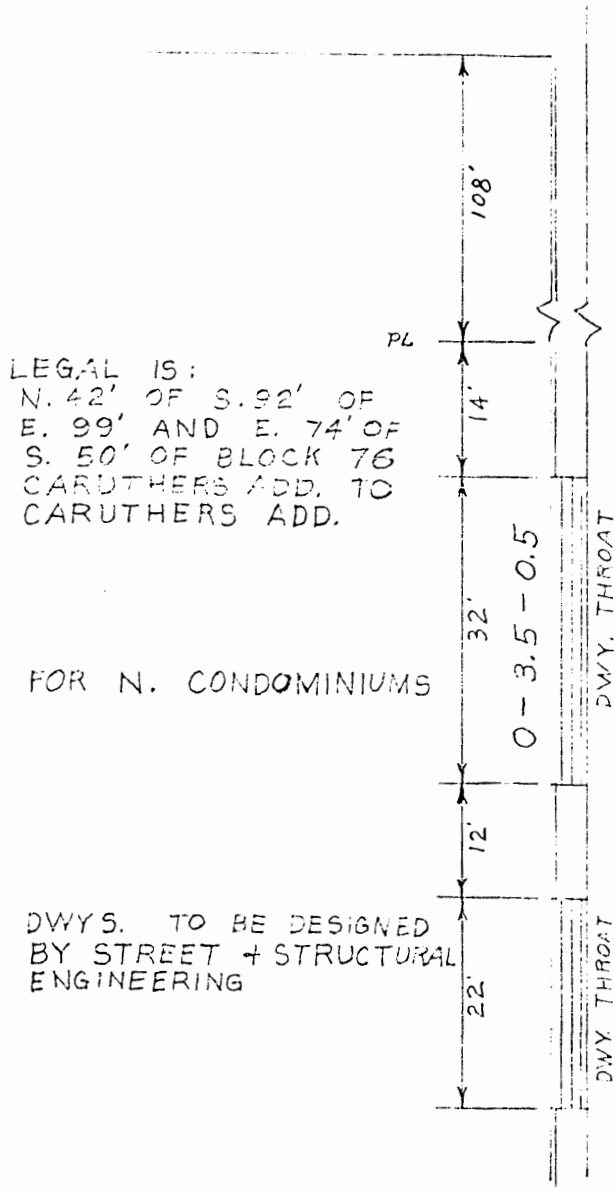
Page No. 1

EXHIBIT-"A"

To construct and maintain two concrete driveways with less than required separation in the street area adjacent to the North 42 feet of the South 99 feet and the East 74 feet of the South 50 feet of Block 76, Caruthers Addition

For: Cedar Pacific Construction
590 Third Street
Lake Oswego, OR 97034

S.W. HOOKER ST.

108'

PL

14'

32'

12'

22'

0 - 3.5 - 0.5

DWY. THROAT

DWY. THROAT

S.W. 4 TH AVE.

LEGAL IS:
N. 42' OF S.92' OF
E. 99' AND E. 74' OF
S. 50' OF BLOCK 76
CARUTHERS ADD. TO
CARUTHERS ADD.

FOR N. CONDOMINIUMS

DWYS. TO BE DESIGNED
BY STREET + STRUCTURAL
ENGINEERING

NORTH

APPROVED

SCALE   1" = 20'
DRAWN BY L.L.B.
CHECKED BY
1/4 SEC. 3328

By ___John M. _____

City Engineer
Reg. Prof. Engr.

151422

      (3) 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 be held to
give the permittee any vested or other right. Upon
revocation of this permit by the Council, the permittee
shall within 30 days remove the driveways and restore
the street area as required by and to the satisfaction
of the City Engineer.

      (4) The permittee shall reimburse the City for the cost
of filing by the City Auditor of a certified copy of
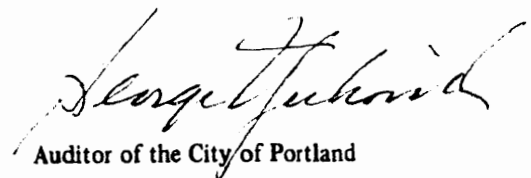this Ordinance with the Records Division of Multnomah
County.

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

Passed by the Council, **APR 1 6 1981**

Commissioner Mike Lindberg
Harlan G. Scott:jmh   **Attest:**
March 30, 1981

Auditor of the City of Portland

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Calendar No.1199

ORDINANCE No. 151422

Title

An Ordinance granting a revocable permit to Cedar Pacific Construction to construct two driveways in the westerly street area of S.W. 4th Avenue between S.W. Woods and S.W. Hooker Street, and declaring an emergency.

THURSDAY

Filed____ APR 9 1981 ____

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

Gordon Osgood

Deputy

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

FOUR-FIFTHS CALENDAR	
Jordan	
Lindberg	
Schwab	
Strachan	
Ivancie	

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

BUREAU APPROVAL
Bureau: Street & Structural Engineering
Prepared By: Date:
Harlan G. Scott:jmh   3/30/81
Budget Impact Review:
☐ Completed   ☒ Not required
Bureau Head: David J. Vargas psf
David J. Vargas, Acting Chief

CALENDAR	
Consent X	Regular

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