

RECEIVED

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151852

ACCEPTANCE

GEO. YERKOVICH, AUDITOR  
CITY OF PORTLAND, ORE.

BY *[Signature]*

Portland, Oregon, June 26 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. 151852, passed by the Council June 25, 1981, granting a revocable permit to Dames & Moore to install, use, and maintain a water monitoring well in the street area of NW Front Avenue adjacent to Tax Lot 36, Section 13, 1N, 1W, W.M., at a fee of \$10.00,

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,

DAMES & MOORE

(CORPORATE SEAL)

*[Signature: K. L. Robbins, Partner]*

1220 SW Morrison St., Portland, OR 97205

Address

APPROVED AS TO FORM

Approved as to form: *[Signature: 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. **151852**

An Ordinance granting a revocable permit to Dames & Moore to install, use, and maintain a water monitoring well in the street area of N.W. Front Avenue adjacent to TL (36) Sec. 13, 1N, 1W, W.M., at a fee of \$10.00, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Dames & Moore, 1220 S.W. Morrison Street, Portland, Oregon, 97205, has requested permission to install, use, and maintain a water monitoring well in the street area of N.W. Front Avenue adjacent to TL (36), Sec. 13, 1N, 1W, W.M., to perform a groundwater study.
2. That said well shall be located in a manner that should not interfere with present or future utilities.
3. That granting of the desired permission under certain conditions will not be detrimental to the public interest.

NOW, THEREFORE, the Council directs:

- a. A revocable permit is hereby granted to Dames & Moore, permittee, to install, use, and maintain a water monitoring well in the street area described above, subject to the following conditions:
  - (1) 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.
  - (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. Immediately upon the expiration of this permit, or upon its sooner revocation by the Council, the permittee shall remove said well as directed by and to the satisfaction of the City Engineer.
  - (3) The permittee shall be responsible for any damage to and shall pay the cost for any repairs or replacement of utilities damaged or destroyed, caused in whole or in part by activities or installation of, said water monitoring well.

## ORDINANCE No.

- (4) The permittee shall be responsible for any damage to roadway surface, curbs and sidewalks.
- (5) The permittee shall pay the permit fee of \$10.00 required by Section 17.24.020 of the City Code.

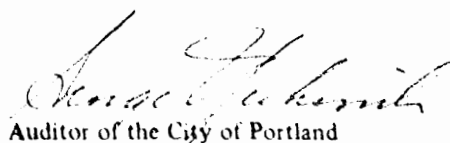
Section 2. This Ordinance will not become effective until the permittee has filed with the City Auditor a document, which has been approved by the City Attorney, accepting the terms and conditions hereof. This Ordinance shall be automatically revoked without further consideration by the Council if the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

Section 3. The Council declares an emergency exists because it is necessary that the permit herein granted shall be issued without delay in order to allow permittee to immediately proceed with plans for construction; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JUN 25 1981**

Commissioner Mike Lindberg  
John Brandt:jmh  
June 16, 1981

Attest:

  
Auditor of the City of Portland

Calendar No **2110**

**ORDINANCE No. 151852**

**Title**

An Ordinance granting a revocable permit to Dames & Moore to install, use, and maintain a water monitoring well in the street area of N.W. Front Avenue adjacent to TL (36) Sec. 13, 1N, 1W, W.M., at a fee of \$10.00, and declaring an emergency.

WEDNESDAY

Filed         **JUN 18 1981**        

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

By: *Gordon Crockett*  
Deputy

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
JORDAN	/	
LINDBERG	/	
SCHWAB	/	
STRACHAN	/	
IVANCIE	/	

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
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:jmh      Date: 6/16/81
Budget Impact Review: <input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head: <i>R.O. Schmidt Ref</i> R. O. Schmidt, Chief

CALENDAR	
Consent <i>X</i>	Regular

NOTED BY
City Attorney
City Auditor
City Engineer Approved: John M. Lang, P.E.
By: <i>R.O. Schmidt Ref</i>