

RECEIVED
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ACCEPTANCE
GEORGE YERKOVICH, AUDITOR
CITY OF PORTLAND, ORE.

BY [Signature] July 16 1981
Portland, Oregon, _____

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. 151948, passed by the Council July 15, 1981, granting a revocable permit to Pacific Northwest Bell Telephone Company, a public utility, to install, occupy and maintain 4 vaults in and under the street area of SW Main Street between SW 1st Avenue and SW 6th Avenue, at a fee of \$160.00,

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,

PACIFIC NORTHWEST BELL TELEPHONE COMPANY

[CORPORATE
SEAL]

* [Signature]

825 NE 20th Avenue, Portland, OR 97232

Address

Approved as to form: TO FORM
APPROVED AS
[Signature]

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. 151948

An Ordinance granting a revocable permit to Pacific Northwest Bell Telephone Company, a public utility, to install, occupy and maintain 4 vaults in and under the street area of S.W. Main Street between S.W. 1st Avenue and S.W. 6th Avenue, at a fee of \$160.00, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Pacific Northwest Bell Telephone Company, through Michael Kincaid, Engineering Manager, 825 N.E. 20th Avenue, Room 204, Portland, Oregon 97232, has requested permission under Section 17.56.040 of the City Code to install, occupy and maintain 4 vaults in and under the street area of S.W. Main Street between S.W. 1st Avenue and S.W. 6th Avenue at the locations described below and as shown on the attached "Exhibits A through D".
2. The proposed vaults are needed to increase the capacity of their existing system and to provide for additional service to the area.
3. The plans for the vaults attached to this Ordinance as "Exhibits A through D" have been approved by the City Engineer.
4. The desired vaults, under certain conditions, will not be detrimental to the public interest.

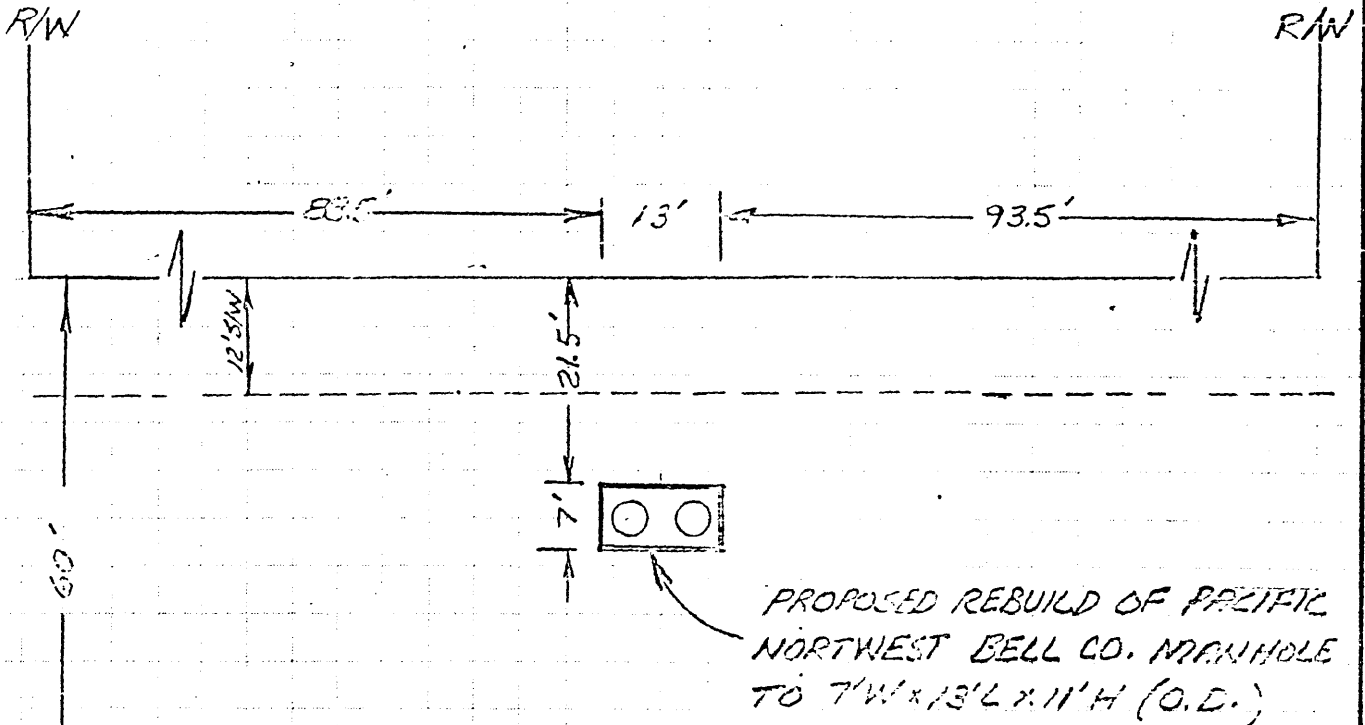
NOW, THEREFORE, the Council directs:

- a. A revocable permit is granted to Pacific Northwest Bell Telephone Company, permittee, to install, occupy and maintain 4 vaults in and under the street area of S.W. Main Street between S.W. 1st Avenue and S.W. 6th Avenue and located as shown on the plans marked "Exhibit A, B, C and D" attached to and by this reference made a part of this Ordinance, 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 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 vaults and restore the street area as required by and to the satisfaction of the City Engineer.
- (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.
- (4) The permittee shall pay the permit fee of \$160.00 required by Section 17.24.020 of the City Code.
- (5) Before construction begins, the permittee shall obtain from the Traffic Engineer his requirements as to hours to work, traffic control, and the placing of necessary signs and barricades.
- (6) If, during construction under this permit, it becomes necessary or expedient to modify the location or plan for the vaults, the permittee shall first obtain the approval of the City Engineer on revised plans filed in duplicate with the City Engineer. One copy of the approved plan showing the change shall be filed by the City Engineer with the City Auditor to become a part of this Ordinance.

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.

MANHOLE ORDINANCE DRAWING



S.W. MAIN ST

S.W. 2ND AVE

S.W. 1ST AVE

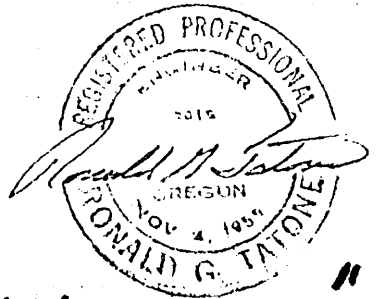


EXHIBIT "A"

20603
AG 238-3142

MANHOLE ORDINANCE DRAWING

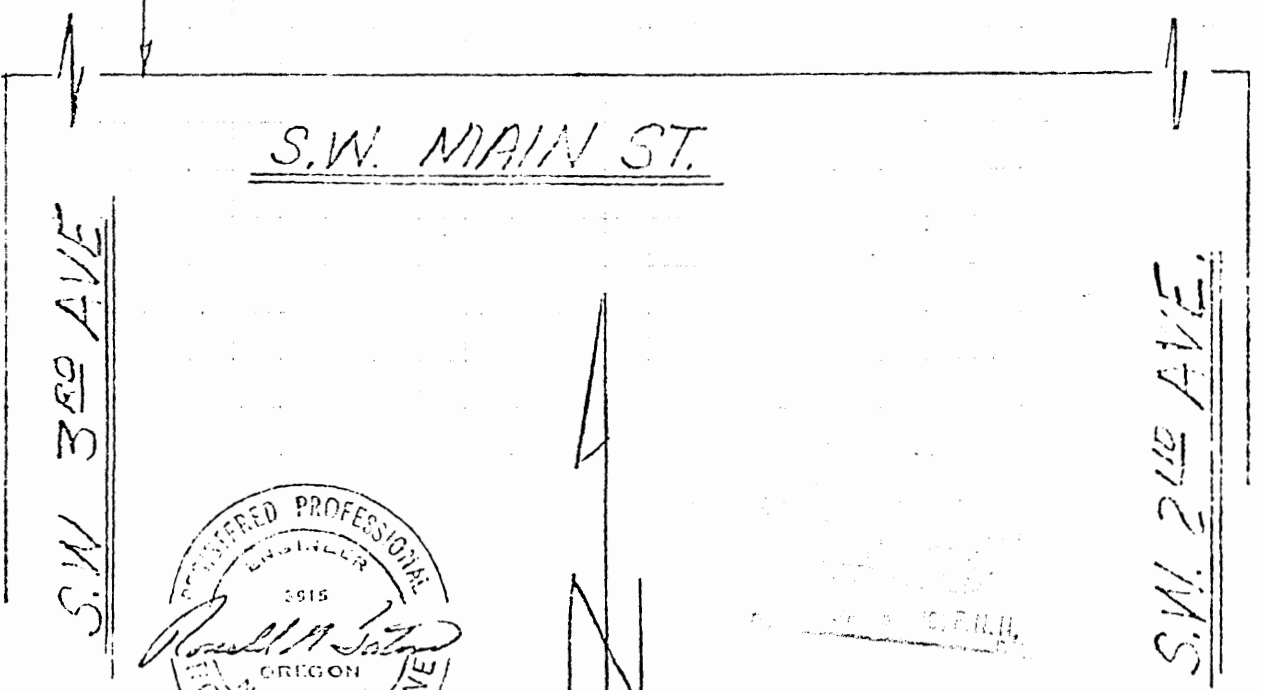
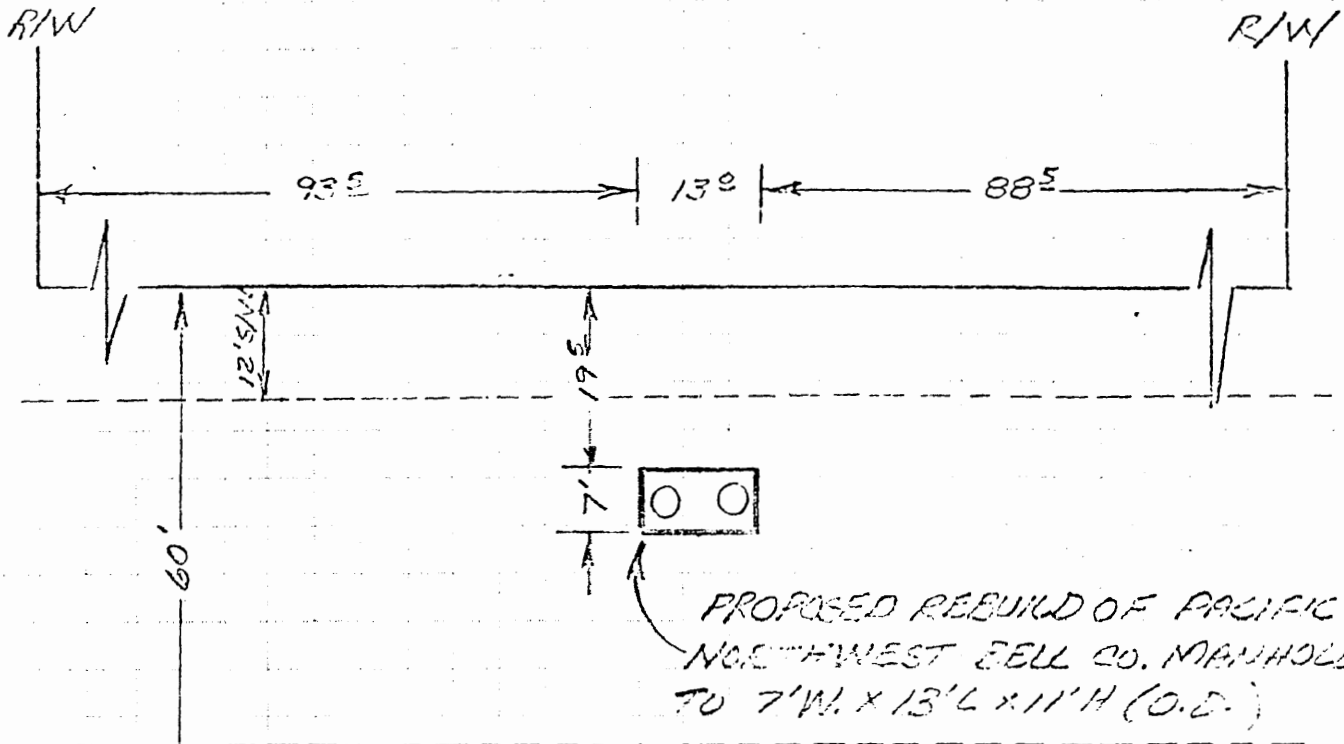


EXHIBIT "B"

20603
AG 238-3142

MANHOLE ORDINANCE DRAWING

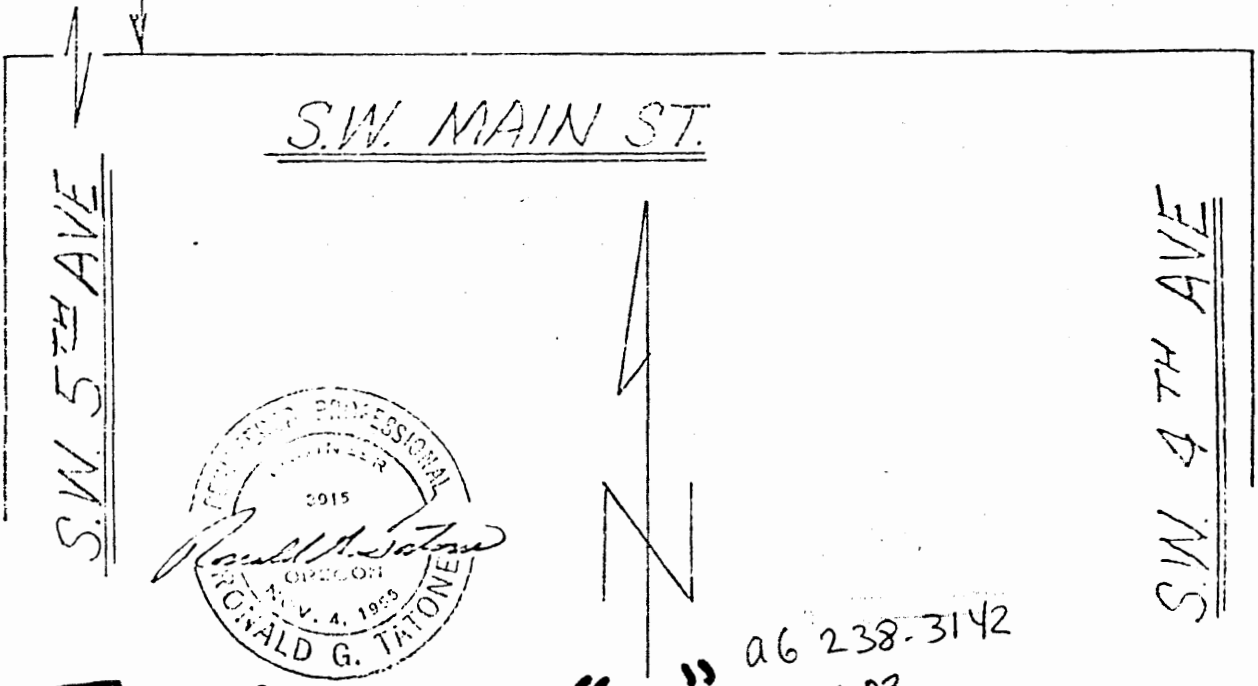
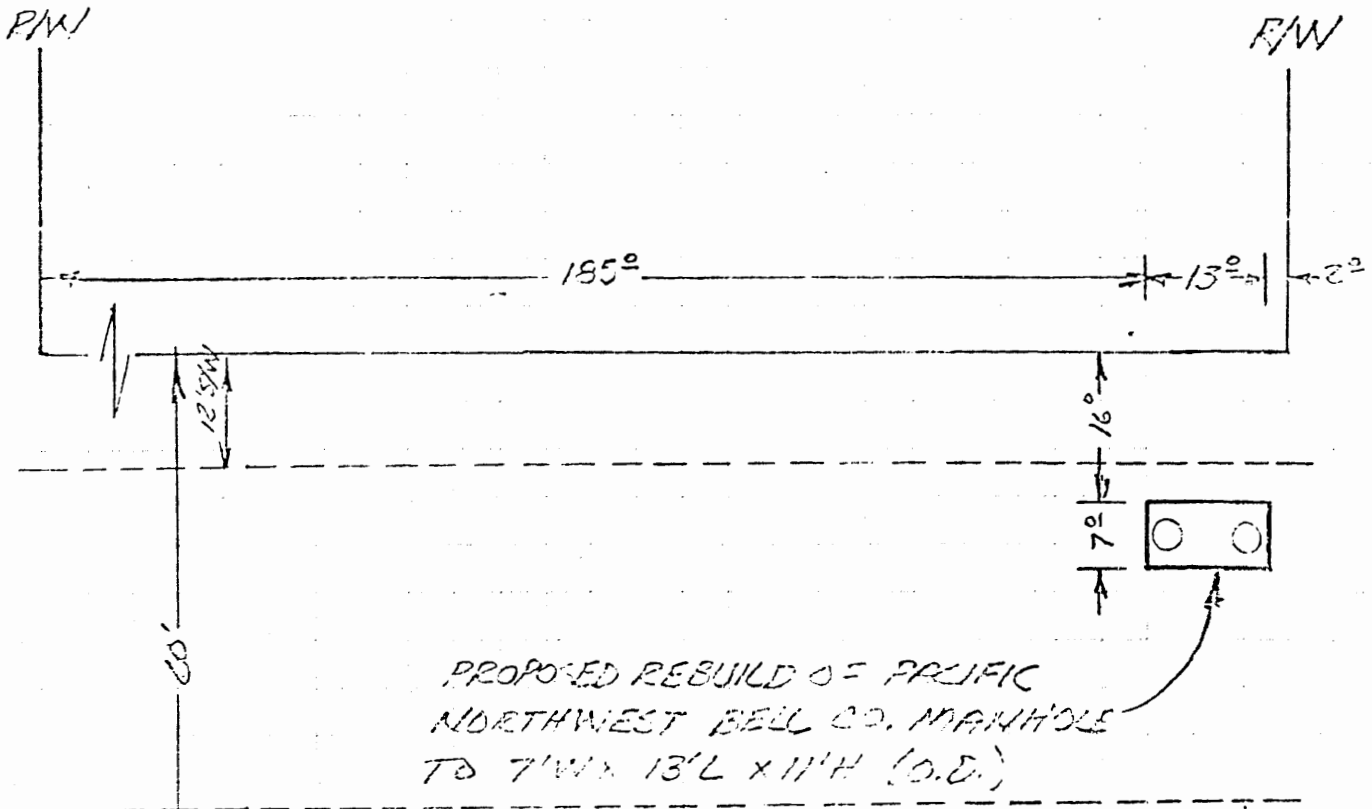


EXHIBIT "C"

06 238-3142
20603

ZAROSINSKI-TATONE ENGINEERS, INC.

3737 SE 8th Avenue
PORTLAND, OREGON 97202
(503) 235-8795

JOB PACIFIC NORTHWEST BELL

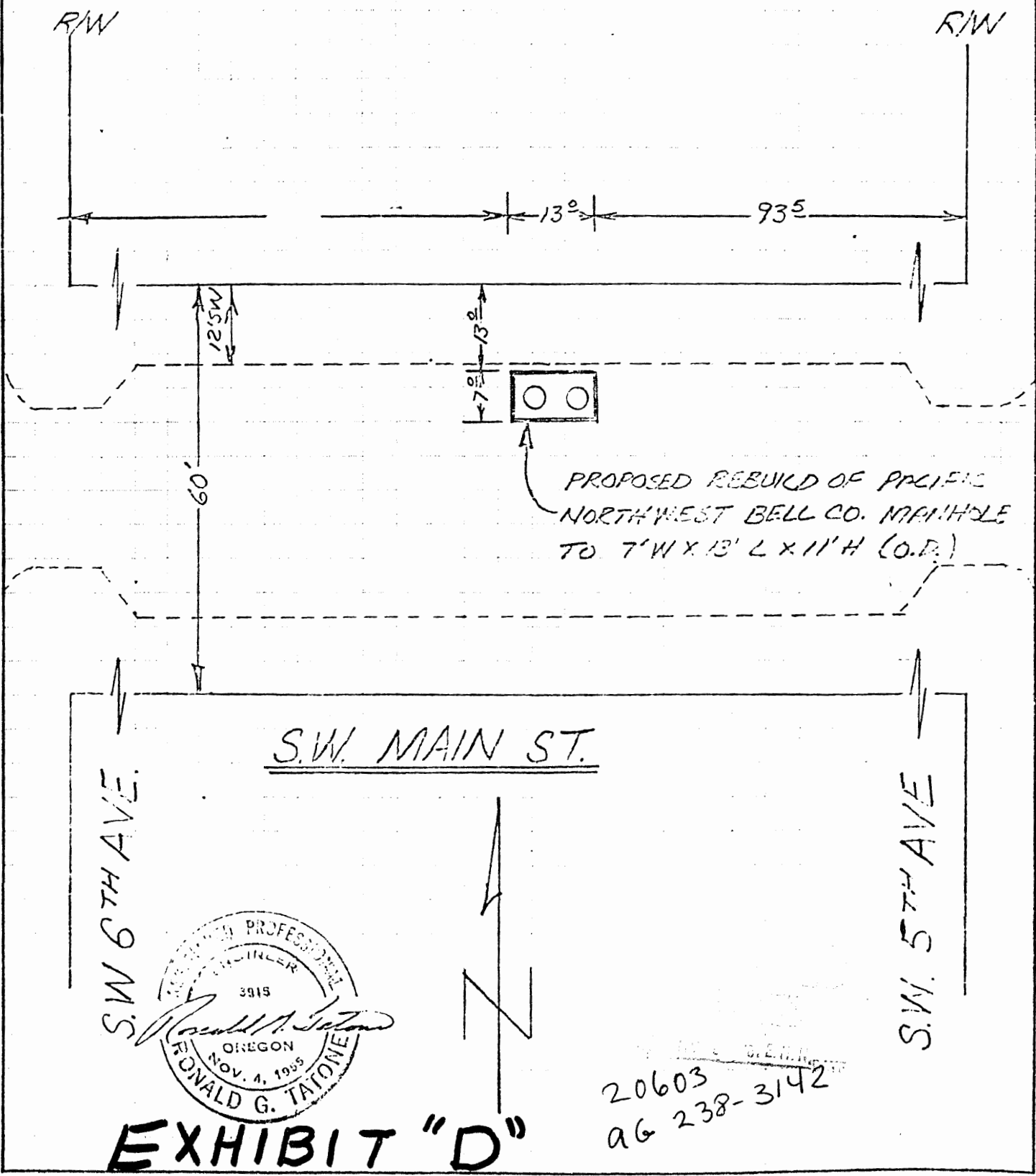
SHEET NO. 4 19 May 84

CALCULATED BY JDT DATE 1/30/84

CHECKED BY _____ DATE 151948

SCALE 1" = 20'-0"

MANHOLE ORDINANCE DRAWING



ORDINANCE No.

Section 3. The Council declares that an emergency exists because delay in the enactment of this Ordinance will result in an unnecessary hardship on the part of the applicant as to the status of the requested permit for construction of structures in the street area of S.W. Main Street between S.W. 1st Avenue and S.W. 6th Avenue; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JUL 15 1981**

Commissioner Mike Lindberg
Harry A. Hendrickson:jmh
June 30, 1981

Attest:


Auditor of the City of Portland

Calendar No. **2336**

ORDINANCE No. 151918

Title

An Ordinance granting a revocable permit to Pacific Northwest Bell Telephone Company, a public utility, to install, occupy and maintain 4 vaults in and under the street area of S.W. Main Street between S.W. 1st Avenue and S.W. 6th Avenue, at a fee of \$160.00, and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
JORDAN	1	
LINDBERG		
SCHWAB		
STRACHAN	1	
IVANCIE	1	

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

Filed JUL 6 1981

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

George Yerovich
Deputy

INTRODUCED BY
COMMISSIONER MIKE LINDBERG

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works <i>WML/mjs</i>

BUREAU APPROVAL
Bureau: Street & Structural Engineering
Prepared By: Harry A. Hendrickson:jmh Date: 6/30/81
Budget Impact Review: <input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head: <i>R.O. Schmidt</i> R. O. Schmidt, Chief

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

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