

ORDINANCE NO. 152999

(IMPROVEMENT-TIME AND MANNER)

Letter Dist. Page 71 File C 9315

An Ordinance providing for the time and manner of improving as a District: SE 114th Court from the north line of SE Lexington Street to its northerly terminus, SE 114th Avenue from the east line of SE 114th Court to its northerly terminus and to construct a storm sewer, and declaring an emergency.

THE CITY OF PORTLAND ORDAINS:

Section 1. That as a District: SE 114th Court from the north line of SE Lexington Street to its northerly terminus, SE 114th Avenue from the east line of SE 114th Court to its northerly terminus and to construct a storm sewer, shall be improved as follows:

... that the cost of said improvement shall be assessed as provided by the Charter and Ordinances of said City upon the property specially and peculiarly benefited thereby which property is hereby determined and declared to be all the lots, parts thereof and parcels of land within the district of said City described as follows:

Beginning at the NW corner of Sproedsylvania Addition; thence east on the north line of said subdivision to its NE corner; thence south on the east line of said subdivision to the SE corner of Lot 2, Block 2, Sproedsylvania; thence west on the south line of Lot 2, Block 2, Sproedsylvania to a point on the south line of Lot 1, said point being 72 feet east of the east line of SE 114th Avenue; thence south on a line 5 feet east of and parallel to the east line of SE 114th Avenue to the north line of SE Lexington Street; thence west on the north line of SE Lexington Street to a point 85 feet west of the west line of SE 114th Avenue; thence north on a line 85 feet west of and parallel to the west line of SE 114th Avenue to a point on the south line of Lot 1, Block 1, Sproedsylvania; thence west on the south line of Lot 1, Block 1, Sproedsylvania to the south west corner of Sproedsylvania Addition; thence north to the point of beginning.

That the Council of said City does hereby determine that the character of said improvement to be laid and made shall be as follows:

- 1st: By grading street to proper sub-grade;
- 2nd: Constructing concrete driveway connections;
- 3rd: Constructing concrete drive ways 6" thick (where necessary);
- 4th: Constructing concrete curbs (where necessary);
- 5th: Installing 8" concrete sewer pipe;
- 6th: Installing 10" concrete sewer pipe;
- 7th: Constructing field inlets;
- 8th: Constructing double inlets;
- 9th: Constructing inlets;
- 10th: Adjusting manholes;
- 11th: Improving the roadway with asphalt concrete Class "C" 1 1/2" thick on asphalt concrete Class "B" 1 1/2" thick on a crushed rock base 6" thick;
- 12th: Skinpatching;
- 13th: Constructing asphalt concrete driveway connection;
- 14th: Installing "No Parking" signs;
- 15th: Removing trees;
- 16th: Constructing a storm sewer.

That the estimated cost of said improvement in accordance with said plans, specifications and estimates is \$124,548.00; that advertising costs, progress payment interest, and a fee for engineering and superintendence will be added to the final cost in accordance with the provisions of the Code of the City of Portland;

Section 2. That said improvement shall in all respects be done and completed in conformity with the plans and specifications therefor heretofore adopted by the Council and in conformity with the requirements of the Code of the City of Portland, Oregon.

Section 3. The contractor or contractors for said improvement shall not dig up or disturb the surface of the street within the limits of said improvement for a greater distance than two blocks without having first obtained a permit to do so from the City Engineer.

Section 4. The contractor or contractors shall take entire charge of the work covered by the contract during the progress of the work and shall be responsible for any loss or accident resulting from carelessness or neglect, and the improvement shall be completed to the satisfaction of the Council of said City of Portland.

Section 5. The contractor or contractors shall complete said work covered by the contract by the time fixed by the Council, to wit: 60 days after receipt of notice to proceed by August 1, 1982, and upon commencing said work shall continue the same without delay until completed unless the time for the completion of the same be extended by the Council, and the contract shall contain a provision that for each day required for the completion of the work covered by the contract after the expiration of said time there shall be forfeited by the contractor to the City the sum prescribed in the General Specifications adopted pursuant to Section 17.16.010 of the Code of the City of Portland, Oregon.

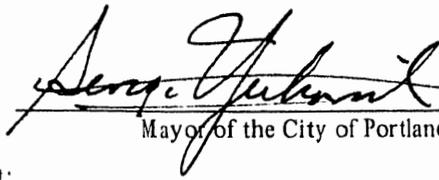
Section 6. The contract shall also contain a stipulation to the effect that the person, firm or corporation to whom the contract is let shall look for payment only to the fund to be assessed upon the property liable to pay for said improvement and collected and paid into the City Treasury for that purpose, and that neither the contractor nor anyone claiming under him will require the City of Portland by any legal process or otherwise to pay the same out of any other fund.

Section 7. The Auditor is hereby directed to advertise for proposals for the aforesaid improvement.

Section 8. The Mayor and Commissioner of Public Works are hereby directed to enter into a contract for the improvement provided for by this Ordinance.

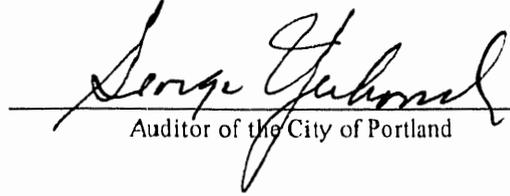
Section 9. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: That said improvement should be made as soon as practicable; therefore, an emergency is hereby declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **MAR 24 1982**



Mayor of the City of Portland

Attest:



Auditor of the City of Portland

Revisions acknowledged

*2 copies sent to B
City of Portland
dated 3-20-82*

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Ordinance No. 152999

(IMPROVEMENT)

Time and manner of Improving as a District:
SE 114th Court from the north line of SE Lexington
Street to its northerly terminus, SE 114th Avenue
from the east line of SE 114th Court to its
northerly terminus and to construct a storm sewer,
and declaring an emergency.

Compared *de*
Council **MAR 24 1982**

Introduced by *Mike Lindberg*

Referred to Commissioner of Public
Works

THE COMMISSIONERS VOTED AS FOLLOWS		
	YEAS	NAYS
JORDAN	1	
LINDBERG	1	
SCHWAB	1	
STRAGHAN	1	
WANCIE	1	

Filed **MAR 2 1982**

GEORGE YERKOVICH
AUDITOR OF THE CITY OF PORTLAND

By *George Yerkovich*
Deputy.