

RECEIVED

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153035

# ACCEPTANCE

GEORGE YERKOVICH, AUDITOR  
CITY OF PORTLAND, ORE.

BY \_\_\_\_\_

Portland, Oregon, April 2, 1982

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. 153035, passed by Council April 1, 1982, granting a revocable permit to Gamble Properties to construct and maintain a building with footings which project into the street areas of NE 26th Avenue, NE Holladay Street, and NE 27th Avenue not more than 3½ feet and not less than 6 inches below sidewalk grade,

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,

GAMBLE PROPERTIES

\_\_\_\_\_  
*John C. Bellman, Treasurer*

2627 NE Sandy Blvd., Portland, OR 97232

Address

(CORPORATE SEAL)

APPROVED AS TO FORM

Approved as to form:

*Christy 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. 153035

An Ordinance granting a revocable permit to Gamble Properties to construct and maintain a building with footings which project into the street areas of N.E. 26th Avenue, N.E. Holladay Street, and N.E. 27th Avenue not more than 3½ feet and not less than 6 inches below sidewalk grade, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Jim E. Lundervold has applied on behalf of Gamble Properties for a permit to construct a building at 2620 N.E. Holladay Street (Building Permit Application #437, 1982) which has spread footings which project into the street areas of N.E. 26th Avenue, N.E. Holladay Street, and N.E. 27th Avenue not more than 3½ feet and not less than 6 inches below sidewalk grade.
2. The design criteria for the proposed building requires spread footings of a size such that they extend into the street area with the building located as planned.
3. The granting of this permit will not be detrimental to the public interest under certain conditions.

NOW, THEREFORE, the Council directs:

- a. A revocable permit is granted to Gamble Properties, 2627 N.E. Sandy Blvd., Portland 97232, to construct and maintain a building with footings which project into the street areas of N.E. 26th Avenue, N.E. Holladay Street, and N.E. 27th Avenue, adjacent to Block 45, Sullivans Addition, 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) 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) 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.

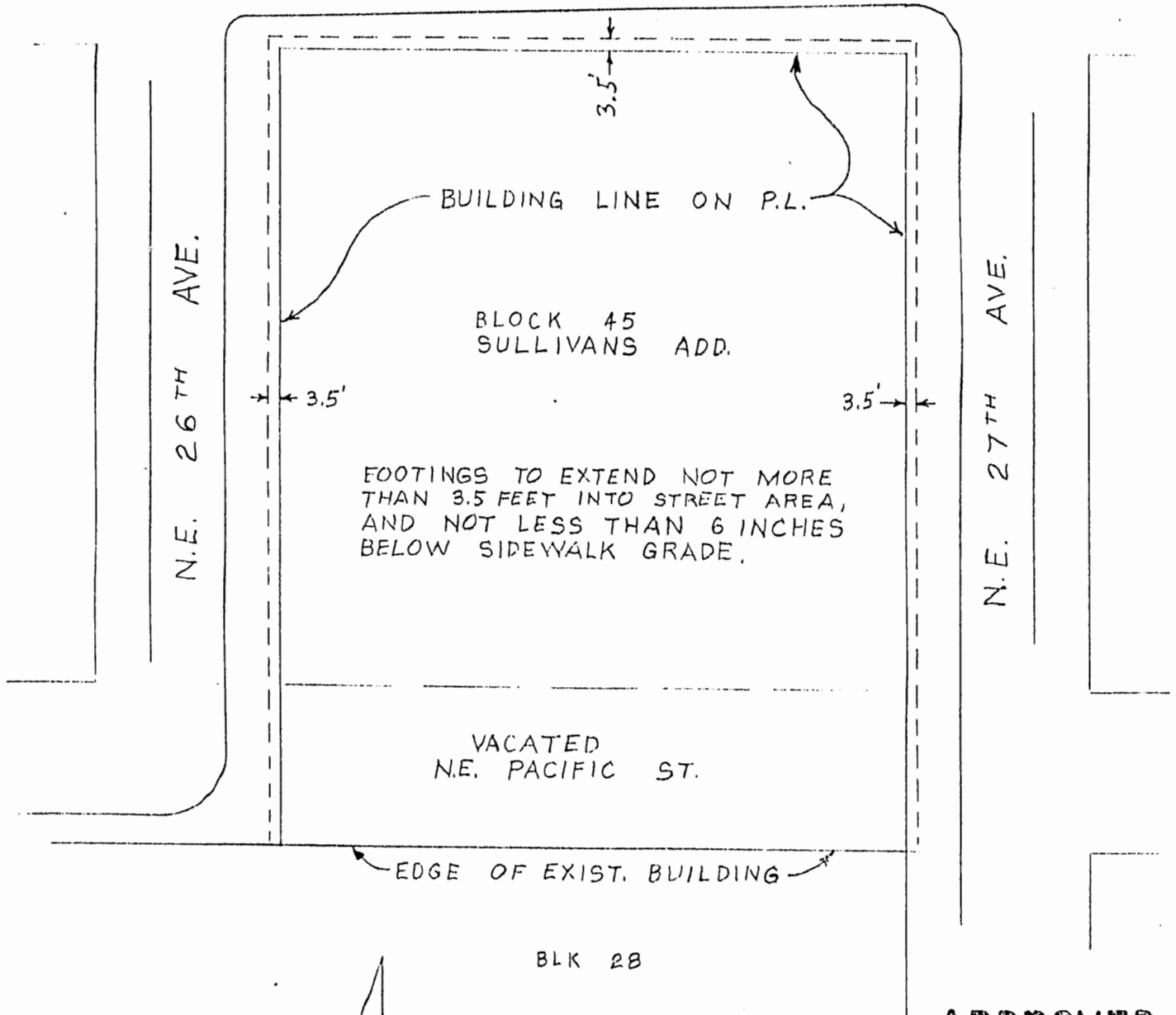
# EXHIBIT - "A"

153035

To construct, use and maintain a building with footings which projects into the street areas of N. E. 26th Avenue, N. E. Holladay Street and N. E. 27th Avenue

For: Gamble Properties  
2627 N. E. Sandy Blvd.  
Portland, Oregon 97232

N.E. HOLLADAY ST.



FOOTINGS TO EXTEND NOT MORE THAN 3.5 FEET INTO STREET AREA, AND NOT LESS THAN 6 INCHES BELOW SIDEWALK GRADE.

VACATED N.E. PACIFIC ST.

EDGE OF EXIST. BUILDING

BLK 28

APPROVED

SCALE NONE  
DATE 3-17-1932  
BY L.L.B.  
1/4 SEC. 2933

By *John M. Long*  
City Engineer  
Reg. Prof. Engr.

# ORDINANCE No.

153035

- (3) The permittee shall pay the permit fee of \$10.00 required by Section 17.24.020 of the City Code.

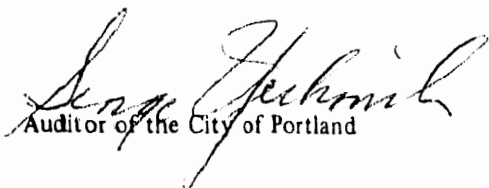
Section 2. This Ordinance will not become effective until the permittee has filed with the City Auditor a document which has been approved by the City Attorney, accepting the terms and conditions hereof.

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

Passed by the Council, **APR 1 1982**

Commissioner Mike Lindberg  
Jim Cipolla:jmh  
March 17, 1982

Attest:

  
Auditor of the City of Portland

Calendar No. 835

ORDINANCE No. 153035

Title

An Ordinance granting a revocable permit to Gamble Properties to construct and maintain a building with footings which project into the street areas of N.E. 26th Avenue, N.E. Holladay Street, and N.E. 27th Avenue not more than 3½ feet and not less than 6 inches below sidewalk grade, and declaring an emergency.

THURSDAY

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

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

Filed MAR 25 1982

GEORGE YERKOVICH  
Auditor of the CITY OF PORTLAND

By *George Yerkovich*  
Deputy

INTRODUCED BY
COMMISSIONER MIKE LINDBERG

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

BUREAU APPROVAL
Bureau: Street & Structural Engineering
Prepared By: Jim Cipolla:jmh
Date: 3/17/82
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 <i>X</i>	Regular

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