

Calendar No. 1089

ORDINANCE No. 109624

Title

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Bean	1	
Bowes	1	
Earl	1	
Grayson	1	
Schrank	1	

FOUR-FIFTHS CALENDAR	
Bean	
Bowes	W.B.C.
Earl	W.B.C.
Grayson	W.B.C.
Schrank	W.B.C.

An Ordinance granting a revocable permit to Walter and Maloy Davis, 84 N.E. Tillamook Street, to place and maintain a brick facing on a building occupying Lots 17 and 18, Block 30, Albina, in such a manner that there will be no greater projection than three inches into the sidewalk areas of N. Williams Avenue and N. Russell Street, and declaring an emergency.

Filed MAR 11 1959

RAY SMITH

Auditor of the CITY OF PORTLAND

By W. A. Smith Deputy

INTRODUCED BY
Commissioner Bowes

DRAWN BY
HBG:jh
Date 3-10-59

NOTED BY THE COMMISSIONER
Affairs
Finance
Safety
Utilities
Works W.B.C.

City Attorney

NOTED FOR CITY AUDITOR
W.B.C.

APPROVED
Date 3-10-59
By Gordon Abbott
City Engineer
Date
By

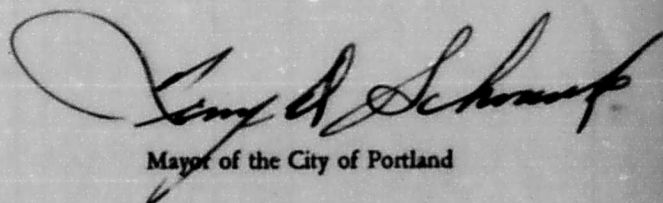
ORDINANCE No. 109624

hundred twenty (120) days remove the said projecting parts of said building from street area, the said removal to be done as required by and to the satisfaction of the City Engineer.

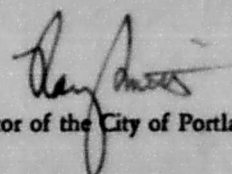
(e) This permit shall not become effective until the grantee shall have filed with the City Auditor a document satisfactory to the City Attorney accepting the terms and conditions hereof.

Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that the said facing may be applied to the said building without undue delay; 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 12 1959


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

ORDINANCE No. 109624

An Ordinance granting a revocable permit to Walter and Maloy Davis, 84 N.E. Tillamook Street, to place and maintain a brick facing on a building occupying Lots 17 and 18, Block 30, Albina, in such a manner that there will be no greater projection than three inches into the sidewalk areas of N. Williams Avenue and N. Russell Street, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. It appearing to the Council that Walter and Maloy Davis, husband and wife, have applied in writing for permission to place and maintain a brick facing on the building occupying Lots 17 and 18, Block 30, Albina, said brick facing to be a decorative improvement, and to project into the street area a distance of not more than three inches, and that the placing of such facing under certain conditions will not be detrimental to the public interest; now, therefore, a revocable permit is hereby granted to Walter and Maloy Davis (hereinafter referred to jointly as the grantee) to place and maintain a brick facing as above described, this permit being granted subject to the following conditions:

(a) This permit is for the use of street area only, and shall not exempt the grantee from taking out any licenses or permits required by any existing ordinances for any operation or maintenance carried on under the permit hereby granted.

(b) The City Auditor shall cause a certified copy of this ordinance to be recorded by the County Clerk of Multnomah County in the appropriate record of deeds in his office, and the grantee shall reimburse the City of Portland for the cost of such recording, this permit not to be effective until such reimbursement of cost has been made.

(c) The grantee shall hold the City of Portland, the City Engineer, and each and all of the officers and employees of said City free and harmless from any claims for damages to persons or property which may be occasioned by any operation, maintenance and/or use of street area under the permit herein granted.

(d) This permit is revocable at any time at the pleasure of the Council, and no expenditure of money hereunder, 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 grantee any vested or other right. Upon revocation of this permit by the Council, the grantee shall within one

ORDINANCE ACCEPTANCE

Portland, Oregon, March 13 1959

RAY SMITH
Auditor of the City of Portland,
Room 202, City Hall
Portland 4, Oregon
Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 109624, passed by the City Council March 12, 1959, being "An Ordinance granting a revocable permit to Walter and Maloy Davis, 84 N.E. Tillamook Street, to place and maintain a brick facing on a building occupying Lots 17 and 18, Block 30, Albina, in such a manner that there will be no greater projection than three inches into the sidewalk areas of N. Williams Avenue and N. Russel Street, and declaring an emergency

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,

Walter Davis

[CORPORATE
SEAL]

* Maloy Davis

Address

Approved as to form:

M. Rushing
CHIEF DEPUTY 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.