

158741

ORDINANCE NO. 158741 1

An Ordinance accepting a permanent easement to construct, reconstruct, and maintain a masonry wall and a foundation and lateral support of a masonry wall and to construct, reconstruct, and maintain a drainage system in connection with the North Going Street Noise Mitigation Project, granted by James E. Spano, also known as James Edward Spano, and Carol M. Spano, also known as Carol Melinda Spano, and Benjamin Franklin Federal Savings and Loan Association of Portland, a corporation, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Right-of-way was required to construct, reconstruct, and maintain a masonry wall and a foundation and lateral support of a masonry wall and to construct, reconstruct, and maintain a drainage system in connection with the North Going Street Noise Mitigation Project.
2. The Portland Development Commission acquired the necessary easement from James E. Spano, also known as James Edward Spano, and Carol M. Spano, also known as Carol Melinda Spano, and Benjamin Franklin Federal Savings and Loan Association of Portland, a corporation, for the City of Portland; the grantors have been compensated and the conveyance document has been recorded in the Multnomah County deed records.
3. The conveyance document, which has been approved as to form by the City Attorney, should now be accepted for the purpose hereinafter described.

NOW, THEREFORE, the Council directs:

- a. The following described property is hereby accepted for wall and drainage easement purposes:

R/W #4032-13-1

A parcel of land in Section 21, T1N, R1E, W.M., Multnomah County, Oregon, more particularly described as follows:

Beginning at the northwest corner of Lot 6, Block 1, ETHEL LYNN ADDITION; thence S 00°13'00" W, 35.00 feet to the true point of beginning; thence N 89°56'31" E., 40.00 feet; thence S 00°13'00" W., 8.00 feet; thence S 89°56'31" W., 40.00 feet; thence N 00°13'00" E., 8.00 feet to the true point of beginning. (Granted by James E. Spano, also known as James Edward Spano, and Carol M. Spano, also known as Carol Melinda Spano, and Benjamin Franklin Federal Savings and Loan Association of Portland, a corporation.)

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- b. The Auditor shall record a certified copy of this Ordinance and return one copy of the recorded Ordinance to the Right-of-Way Acquisition Section, Bureau of Transportation Engineering.

Section 2. The Council declares an emergency exists because a delay in accepting the easement might cause confusion as to the City's rights; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JUL 10 1986**

Commissioner Margaret Strachan  
Phyllis Redman:mwp.2  
June 18, 1986

**Jewel Lansing**  
Auditor of the City of Portland  
By *Doris E. O'Leary*  
Deputy

Calendar No. 1384

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Title

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THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
BOGLE	<input checked="" type="checkbox"/>	<input type="checkbox"/>
LINDBERG	<input checked="" type="checkbox"/>	<input type="checkbox"/>
SCHWAB	<input checked="" type="checkbox"/>	<input type="checkbox"/>
STRACHAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CLARK	<input checked="" type="checkbox"/>	<input type="checkbox"/>

FOUR-FIFTHS CALENDAR	
BOGLE	
LINDBERG	
SCHWAB	
STRACHAN	
CLARK	

Filed JUL 1 1986

JEWEL LANSING  
Auditor of the CITY OF PORTLAND

By Edna Rivera  
Deputy

INTRODUCED BY

Commissioner Margaret Strachan

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration

Safety

Utilities *MDS/ljp*

Works

BUREAU APPROVAL

Bureau:  
Transportation Engineering

Prepared By: *PLW* Date:  
Phyllis Redman:mwp 6-18-86

Budget Impact Review:

Completed  Not required

Bureau Head: *Richard O. Schmidt*  
Richard O. Schmidt, Chief

CALENDAR

Consent  Regular

NOTED BY

City Attorney

City Auditor

City Engineer Approved:  
Richard O. Schmidt, P.E.

By: *Richard E. Johnson*