

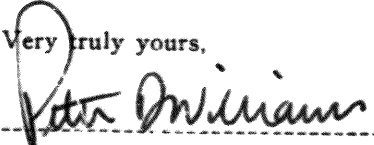
# ACCEPTANCE

Portland, Oregon,.....December 5,.....1969

RAY SMITH  
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. 130152, passed by the Council December 4, 1969, granting a revocable permit to Peter D. Williams to maintain an existing concrete loading platform in the street area of NW 13th Avenue, between NW Lovejoy Street and NW Kearney Street, repealing Ordinance No. 86712, Ordinance No. 86797, Ordinance No. 87393 and Ordinance No. 128700 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,  
  
-----  
Peter D. Williams

[CORPORATE  
SEAL]

-----  
225 SW Broadway Address

Approved as to form :

  
-----  
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.

An Ordinance granting a revocable permit to Peter D. Williams to maintain an existing concrete loading platform in the street area of NW 13th Avenue, between NW Lovejoy Street and NW Kearney Street, repealing Ordinance No. 86712, Ordinance No. 86797, Ordinance No. 87393 and Ordinance No. 128700 and declaring an emergency.

The City of Portland ordains:

Section 1. It appearing to the Council that Peter D. Williams, 225 SW Broadway has acquired ownership of Lots 2,3,6 and 7, Block 143, Couch's Addition, which has a concrete loading platform in the street area of NW 13th Avenue adjacent to the described property and that the above mentioned Ordinances granted permission to previous owners of the said property to construct and maintain this said platform, that these ordinances mentioned should be repealed and a revocable permit to maintain the said platform be granted to the present owner, subject to certain conditions; now, therefore, a revocable permit is hereby granted to Peter D. Williams (hereinafter referred to as the grantee) to maintain an existing concrete loading platform in the street area of NW 13th Avenue as described above and located as shown on an "Exhibit A" which is a part of Ordinance No. 87393, 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 license or permit required by existing ordinances for any construction, operation or maintenance under the permit hereby granted, nor shall this permit waive the provisions of any general ordinance of the City or its Charter.
- (b) 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, construction and/or maintenance carried on under the permit hereby granted.
- (c) 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, the grantee shall within thirty (30) days remove the said loading platform from the street area as required by and to the satisfaction of the City Engineer.
- (d) The grantee shall protect the City of Portland, its officers, agents and employees by suitable insurance in the amount of \$50,000 for any single injury, \$100,000 for any single accident and \$2,500 property damage, said insurance to be kept in full force and effect at all times and this permit revoked without

### ORDINANCE No.

further action by the Council, if said insurance is permitted to lapse, or for any other reason lapses, or be cancelled, or for any other reason become inoperative.

(e) The City Auditor shall cause a certified copy of this Ordinance to be recorded by the Department of Records and Elections of Multnomah County in the appropriate record of deeds in their 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.

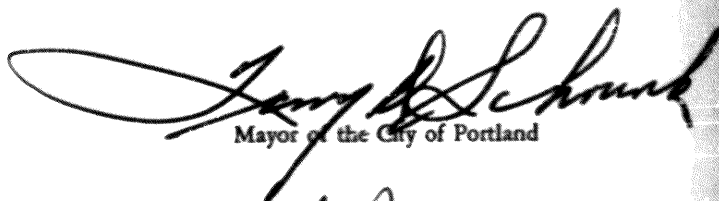
Section 2. Ordinance No. 86712 entitled "An Ordinance granting a revocable permit to the Union Pacific Railroad Company, Pittock Block, to construct and maintain a concrete loading platform in the sidewalk area of NW 13th Avenue between NW Lovejoy Street and NW Kearney Street, and declaring an emergency" passed by the Council February 13, 1948, is hereby repealed and Ordinance No. 86797 entitled "An Ordinance granting a revocable permit to Union Pacific Railroad Company, Pittock Block, to construct and maintain a concrete loading platform in the sidewalk area of NW 13th Avenue between NW Lovejoy Street and NW Kearney Street, repealing Ordinance No. 86712 and declaring an emergency." passed by the Council February 26, 1948, is hereby repealed and Ordinance No. 87393 entitled "An Ordinance granting a revocable permit to Union Pacific Railroad Company, Pittock Block, its successors, lessees and assigns, to construct and maintain a concrete loading platform in the sidewalk area of NW 13th Avenue between NW Lovejoy Street and NW Kearney Street, repealing Ordinance No. 86797, and declaring an emergency" passed by the Council June 17, 1948, is hereby repealed and Ordinance No. 128700 entitled "An Ordinance authorizing an assignment of a loading platform permit granted by Ordinance No. 87393, resulting from a transfer of property, requiring liability insurance, and declaring an emergency" passed by the Council February 28, 1969, is hereby repealed.

Section 3. The grantee shall file with the City Auditor a document satisfactory to the City Attorney accepting the terms and conditions hereof.

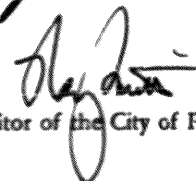
Section 4. Inasmuch as this Ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that the records may be corrected and proper insurance carried; therefore, an emergency is hereby declared to exist, and this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, DEC - 4 1969

Lloyd E. Anderson, Comm'r.  
CAG:aw  
11-21-69

  
Mayor of the City of Portland

Attest:

  
Auditor of the City of Portland

Calendar No. 4950

**ORDINANCE No. 130152**

**Title**

An Ordinance granting a revocable permit to Peter D. Williams to maintain an existing concrete loading platform in the street area of NW 13th Avenue, between NW Lovejoy Street and NW Kearney Street, repealing Ordinance No. 86712, Ordinance No. 86797, Ordinance No. 87393 and Ordinance No. 128700 and declaring an emergency.

**THE COMMISSIONERS VOTED AS FOLLOWS:**

	Yes	Nays
<del>Anderson</del>	1	
Earl	1	
Grayson	1	
Ivancie	1	
Schrunk	1	

**FOUR-FIFTHS CALENDAR**

Shows	
Earl	
Grayson	
Ivancie	
Schrunk	

INTRODUCED BY  
Lloyd E. Anderson, Comm'r.

DRAWN BY  
GAG: aw  
Date 11-21-69

NOTED BY THE COMMISSIONER

Affairs  
Finance and Administration  
Safety  
Utilities  
Works *Lloyd E. Anderson as*

City Attorney

NOTED FOR CITY AUDITOR  
*McC*

APPROVED  
Date 11-24-69  
By *J. L. Apperson*  
City Engineer  
JAMES L. APPERSON  
Date  
By

Filed NOV 28 1969

RAY SMITH  
Auditor of the CITY OF PORTLAND

By *George Spahn*  
Deputy