

Ordinance No. 25995

SEWER

An Ordinance to provide for the time and manner of Constructing a Sewer in chain of sewers to be known as "An Extension of the Marquam Gulch Sewer".

at the expense of the property specially benefited by such sewer.

THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

SECTION 1. A sewer shall be constructed in chain of sewers to be known as "An extension of the Marquam Gulch Sewer", shall be constructed as follows:

Commencing at a point in the east line of Fourth street 342 feet south of the south line of Sheridan street; running thence north 87 degrees 41 minutes west 233.65 feet; thence south 58 degrees 29 minutes west 101.10 feet; thence south 74 degrees 22 minutes west 283.60 feet; thence south 57 degrees 33 minutes west 208.21 feet; thence south 65 degrees 35 minutes west 139.49 feet; thence south 46 degrees 49 minutes west 103.40 feet; thence south 81 degrees 04 minutes west 218.29 feet; thence south 79 degrees 32 minutes west 503.28 feet; thence north 74 degrees 47 minutes west 125.00 feet; thence south 82 degrees 51 minutes west 113.2 feet; thence north 39 degrees 42 minutes west 149.00 feet; thence south 81 degrees 56 minutes west 55.10 feet; thence north 72 degrees 26 minutes west 126.9 feet; thence north 82 degrees 43 minutes west 59.7 feet; thence north 84 degrees 49 minutes west 161.6 feet; thence north 32 degrees 57 minutes west 235.00 feet; thence north 46 degrees 39 minutes west 256.00 feet; thence north 57 degrees 47 minutes west 272.6 feet; thence north 82 degrees 08 minutes west 321 feet; thence south 63 degrees 12 minutes west 444.6 feet; thence south 60 degrees 12 minutes west 270.5 feet; thence south 19 degrees 17 minutes west 345.2 feet; thence north 82 degrees 43 minutes west 127.5 feet; thence south 47 degrees 07 minutes west 119.0 feet; thence south 27 degrees 47 minutes west 196.5 feet; thence south 54 degrees 17 minutes west 318.0 feet; thence south 44 degrees 37 minutes west 223.00 feet; thence south 74 degrees 38 minutes west 270 feet; thence north 86 degrees 09 minutes west 100 feet; thence south 85 degrees 40 minutes west 430 feet; thence north 88 degrees 24 minutes west 130 feet to a point in the center of Mountain Boulevard in Greenway; all of said tangents being connected by curves having a radius of 100 feet. Also commencing at a point 295 feet south of the line between Sections 4 and 9, Township 1, South Range 1, East Willamette Meridian, and 514 feet west of the quarter section corner on said line; and running thence north 25 degrees 50 minutes west 179.7 feet; thence north 19 degrees 06 minutes west 200 feet; thence north 27 degrees 18 minutes west 179.7 feet; thence north 61 degrees 05 minutes west 161.0 feet; north 77 degrees 36 minutes west 123.8 feet to a point in the center of Caples street. Also commencing at a point in Patton Road 10 feet south of the north line of Patton Road at a point where a northerly extension of the center line of Caples street would intersect it produced north to the proposed sewer in Caples street 214 feet south from point of beginning. Also commencing at a point in Patton Road where a southerly extension of the west line of lot 2, Hill View, would intersect the center line of Patton Road produced south; thence easterly in Patton Road to the proposed sewer in Caples street. Also commencing at a point in the center line of High street 344 feet easterly from the easterly line of Elizabeth street; thence westerly to the easterly line of Elizabeth street; thence in a southeasterly direction in Elizabeth street to the proposed sewer in Seventeenth street. Also commencing at a point in the center line of High street 300 feet westerly from the center line of Seventeenth street; thence easterly in High street to the center line of Seventeenth street; thence south in Seventeenth street to the proposed sewer in Patton Road. Also commencing at a point in Gerald Avenue 68 feet north of the south line of block 3, Turner Heights; thence southerly parallel with the westerly line of block 3, Turner Heights to the proposed sewer in Patton Road. Also commencing at a point in Gerald Avenue at a point where the center line of block 1, Turner Heights produced would intersect the center line of Gerald Avenue; thence southerly parallel with the westerly line of block 1, Turner Heights to the proposed sewer in Patton Road.

Also commencing at a point in Corona Avenue 3 feet north of the north line of lot 5, block 2, Turner Heights produced; thence easterly along said production of the north line of said lot 5 and its extension easterly 240 feet to a point. Commencing at north end of Alley east of and adjoining block "H" Grover's Addition; thence south in said alley to a point 3 feet north of the north line of Section 9, Township 1, S. R. 1 E. W. M.; thence west along a line 3 feet north of and parallel with the north line of said Section 9, 400 feet to a point; also commencing at a point in Patton Road 70 feet easterly from the easterly line of Caples street produced; thence southeasterly to the proposed sewer in Alley east of and adjoining block "H" Grover's Addition; also commencing at the northeast corner of block G, Grover's Addition; thence south to the proposed sewer in Patton Road. In accordance with the set of plans, specifications and estimates therefor, which the Executive Board shall hereafter designate of the sets filed with the Auditor of the City of Portland on the tenth day of July, 1912, endorsed as follows:

"City Engineer's plans and specifications for the construction of a system of sewers to be known as an extension of the Marquam Gulch sewer and the estimate of the work to be done and the probable cost thereof—Reinforced concrete pipe with vitrified sewer pipe."

"City Engineer's plans and specifications for the construction of a system of sewers to be known as an extension of the Marquam Gulch sewer and the estimate of the work to be done and the probable cost thereof—Reinforced concrete pipe with cement sewer pipe."

"City Engineer's plans and specifications for the construction of a system of sewers to be known as an extension of the Marquam Gulch sewer and the estimate of the work to be done and the probable cost thereof—Monolithic with vitrified sewer pipe."

"City Engineer's plans and specifications for the construction of a system of sewers to be known as an extension of the Marquam Gulch sewer and the estimate of the work to be done and the probable cost thereof—Monolithic with Cement Sewer Pipe."

"City Engineer's plans and specifications for the construction of a system of sewers to be known as an extension of the Marquam Gulch sewer and the estimate of the work to be done and the probable cost thereof—Lock Joint with vitrified sewer pipe."

"City Engineer's plans and specifications for the construction of a system of sewers to be known as an extension of the Marquam Gulch sewer and the estimate of the work to be done and the probable cost thereof—Lock Joint Cement Sewer Pipe."

The said chain of sewers to be constructed with all necessary man holes, lamp holes, catch basins, sewer service pipes and branches and to be of the dimensions specified in said plans, specifications and estimates of the City Engineer. The cost of said chain of sewers shall be assessed as provided by the City Charter upon the property specially and peculiarly benefited thereby, and which is hereby determined and declared to be all the lots, parts thereof and parcels of land within the district bounded and described as follows: Commencing at a point 100 feet south of the south line of Porter street produced west 154 feet west of the center line of First street; thence south 28 degrees west 10 feet; thence southwesterly to a point in the east line of block 25, Portland City Homestead, 100 feet south of the south line of Grover street; thence west parallel with the north line of Grover street to a point 100 feet west of the west line of the street

thence south parallel with the west line of 12th street to a point 100 feet south of the south line of Gibbs street; thence west parallel with the south line of Gibbs street to a point 100 feet west of the west line of 14th street; thence south parallel with the west line of 14th street to a point 100 feet south of the south line of Gaines street; thence west parallel with the south line of Gaines street to a point 100 feet west of the west line of 16th street; thence south parallel with the west line of 16th street to a point 100 feet south of the south line of Lane street; thence west 100 feet; thence south 56 degrees 16 minutes west 840 feet; thence southerly to the southeast corner of lot 12, block 18, Council Crest Park; thence west to the southwest corner of said lot 12; thence westerly to the southeast corner of lot 2, block 19, Council Crest Park; thence west along the south line of said lot 2, to the northeasterly line of Nehalem Court; thence westerly to a point in the southwesterly line of Nehalem Court where the same intersects the southeasterly line of lot 16, block 19, Council Crest Park; thence southwesterly along the southeasterly line of said lot 16 and its prolongation southwesterly to the center line of Council Crest Drive; thence northerly along the southerly line of Council Crest Drive to the south line of lot 4, block 20, Council Crest Park produced; thence west to the southwest corner of said lot 4; thence northwesterly to the southeast corner of lot 9 in said block 20; thence northerly along the westerly line of lots 3, 2 and 1, block 20, and lots 7, 5, 4, 3 and 2, block 16, all in Council Crest Park to the southwest corner of lot 1 in said block 16; thence east along the south line of said lot 1 and its prolongation east to the center line of Council Crest Drive; thence northerly along the center line of Council Crest Drive to the southerly line of lot 12, block 6, Council Crest Park; thence easterly to the southeasterly corner of said lot 12; thence northerly to the northeasterly corner of lot 1 in said block 8; thence westerly along the northerly line of said lot 17 and its prolongation westerly to the center line of Council Crest Drive; thence westerly along the center line of Council Crest Drive to the east line of lot 15, block 1, Council Crest Park produced; thence north to the southeast corner of lot 11 in said block 3; thence west to the southwest corner of said lot 11; thence westerly to the southeast corner of lot 1, block 3.

Council Crest Park; thence west to the southwest corner of said lot 1; thence northerly to the northwest corner of said lot 1; thence west to the northwest corner of lot 2, block 1, Council Crest Park; thence north 15 degrees west 100 feet; thence north 45 degrees west 580 feet; thence north 5 degrees west 570 feet; thence north 34 degrees east 890 feet; thence northerly along the center line of Greenway avenue and its prolongation northerly to a point 145 feet south of the south line of Patton Road; thence northerly to the center line of Patton Road 175 feet east of the east line of Lamson avenue produced north; thence easterly 550 feet to a point in the center line of Patton Road; thence northerly 550 feet to a point in the west line of Hill View; thence north to the southwest corner of lot 28, Hill View; thence east to the southeast corner of said lot 28; thence easterly to the southeast corner of lot 21, Hill View; thence easterly to the northwest corner of lot 8, Ravensview; thence east to the northeast corner of said lot 8; thence easterly to the southwest corner of block 117, Grover's Addition; thence easterly along the southerly line of said block 117 to the center line of Ravensview Drive; thence northeasterly along the center line of Ravensview Drive and the center line of Hawthorne Terrace to a point 100 feet northerly of the northerly line of High Street, produced, said point to be measured at right angles with the northerly line of High street; thence easterly along a line 100 feet northerly from and parallel with the northerly line of High street and its prolongation easterly to a point 65 feet easterly from the easterly line of Seventeenth street; thence northerly parallel with the easterly line of Seventeenth street to a point 100 feet southerly from the southerly line of Elizabeth street; thence easterly to the northeasterly corner of lot 1, block "G", Skyland; thence easterly to the northwest corner of lot 6 in said block "G"; thence easterly to the northeasterly corner of said lot 6; thence easterly to the northwest corner of block "B", Skyland; thence east to the northeast corner of said block "B"; thence north to the northeast corner of block "C", Skyland; thence east 400 feet to a point; thence south 70 degrees east 380 feet; thence northeasterly along the northwesterly line of Seventh Street Terraces to the north line of Buckingham avenue; thence easterly along the northerly line of Buckingham avenue to the easterly line of lot 4, block 8, Seventh Street Terraces; thence northerly along the easterly line of said lot 4 and its prolongation northerly to the westerly line of Commonwealth avenue; thence southeasterly to the easterly line of Hoffman avenue; thence southerly along the easterly line of Hoffman avenue to the north line of lot 4, block 1, Seventh Street Terraces; thence east to the northeast corner of said lot 4; thence north to the north line of Sheridan street, produced; thence east to a point in the north line of Sheridan street 100 feet east of the east line of Fifth street; thence south parallel with the east line of Fifth street and its prolongation south to a point 100 feet south of the south line of Porter street, produced; thence west to the place of beginning.

The City Engineer's estimate of the probable cost thereof according to each set of said plans and specifications, is as follows:

Probable total cost according to the set which calls for Reinforced Concrete Pipe with Vitrified Sewer Pipe, \$40,899.

Probable total cost according to the set which calls for Reinforced Concrete Pipe with Cement Sewer Pipe, \$40,899.

Probable total cost according to the set which calls for Monolithic with Vitrified Sewer Pipe, \$42,467.

Probable total cost according to the set which calls for Monolithic with Cement Sewer Pipe, \$42,467.

Probable total cost according to the set which calls for Lock Joint with Vitrified Sewer Pipe, \$40,899.

Probable total cost according to the set which calls for Lock Joint with Cement Sewer Pipe, \$40,899.

SECTION 2. That portion of the street necessary to be used for digging the trench shall be cleared of all obstacles (except gas and water mains) at the expense of the contractor, who shall, after the pipe is laid and the trench filled, replace the pavement and all portions of the street improvements disturbed, leaving the street in as good order as the same was when the work was begun, except such portions as the Executive Board may direct to be omitted for the purpose of making other improvements.

SECTION 3. The contractor shall take and have entire charge of the work during its progress, and shall be responsible for any loss or accident resulting from carelessness or neglect, and the said sewer improvement shall be completed to the satisfaction of the Executive Board of the City of Portland.

SECTION 4. The sewer improvement provided for in this Ordinance shall be completed within the time to be fixed by the Executive Board, and the contract shall contain a provision that for each day required to complete said contract, after the expiration of the time fixed for its completion, the contractor or contractors shall forfeit to the City of Portland the sum prescribed by Ordinance No. 19745, entitled, "An Ordinance fixing the amount to be forfeited to the city by contractors for street improvements and construction of sewers for non-completion of work within time provided by contract, and repealing Ordinance No. 15373."

The contract shall contain a stipulation to the effect that the person, firm or corporation to whom the contract shall be let shall look for payment only to the fund to be assessed upon the property liable to pay for such sewer improvement, and collected and paid into the City Treasury for that purpose, and that they will not require the City of Portland by any legal process or otherwise to pay the same out of any other fund, except as provided by the charter.

The contract shall be subject to the provisions of Ordinance No. ²⁵²¹¹~~9182~~, entitled: "An Ordinance to protect ^{and} material men, laborers ~~and sub-contractors~~ who furnish labor or material to contractors for the improvement of streets or construction of sewers."

Passed by the Council SEP 25 1912

Submitted to the Mayor Sep 26 1912

A. L. BARBUR

Approved SEP 27 1912

Auditor of the City of Portland.

A. G. RUSHLIGHT

Mayor.

Ordinance No. 25995