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ORDINANCE No. 4625

An Ordinance granting a revocable permit to Fernwood Dairy to erect and maintain a gasoline curb pump in front of 28 Union Avenue between East Ash and East Pine Streets, and declaring an emergency.

WHEREAS, Fernwood Dairy has made application for a permit to erect and maintain a gasoline curb pump in front of 28 Union Avenue between East Ash and East Pine Streets, and

WHEREAS, it appears that said gasoline curb pump will not at this time interfere with the movement of traffic to any great extent and, furthermore, that said gasoline curb pump will be removed from the street when traffic conditions demand; therefore,

The City of Portland does ordain as follows:-

Section 1. That a revocable permit be and the same is hereby granted to Fernwood Dairy (hereinafter referred to as the grantee) to erect and maintain a gasoline curb pump in front of 28 Union Avenue between East Ash and East Pine Streets.

Section 2. This ordinance shall not exempt the grantee from taking out licenses or permits required by any existing ordinances for any operation or construction carried on under the permit hereby granted.

Section 3. The permit hereby granted is revocable at any time at the pleasure of the Council, and no expenditure of money thereunder, or lapse of time, or other act or thing, shall operate as an estoppel against the City of Portland, or held to give the grantee any vested or other right. Upon revocation, the grantee shall within thirty (30) days discontinue the use of said gasoline curb pump and shall put the portion of street affected by such gasoline curb pump in a condition as good as are adjacent portions of said street, all to be done as directed by and to the satisfaction of the City Engineer.

Section 4. The grantee shall protect and save harmless the City of Portland and each and all of its officers against any injury that may result from the acts of said grantee on said street, and against any damage or liability of any character whatsoever arising or growing out of any act of said grantee due to the issuance of this permit.

Section 5. The permit hereby granted shall not become effective until there is filed by the grantee with the City Auditor a document satisfactory to the City Attorney accepting the terms and conditions hereof.

Section 6. 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 said gasoline curb pump may be installed without undue delay; therefore an emergency is hereby declared and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, 1910

GEO. L. BAKER

Mayor of the City of Portland.

ATTEST:

*Geo. L. Baker*  
Auditor of the City of Portland.