

An Ordinance establishing a building set-back line on East Burnside Street from the east line of East Thirteenth Street to the west line of East Thirty-second Street, providing a penalty for violation thereof, and declaring an emergency.

WHEREAS, the Council by resolution has instructed the City Engineer to make a survey and plat of the proposed widening of East Burnside Street, from the east line of East Thirteenth Street to the west line of East Thirty-second Street, to a width of 80 feet, for the purpose of affording better traffic access to the Burnside Street Bridge; and

WHEREAS, said proceedings will not be fully completed for perhaps two years' time; and

WHEREAS, in order to prevent the construction of new buildings upon the area that will be finally appropriated for street purposes, thus saving a large amount of damages; and

WHEREAS, a majority of the property owners affected have petitioned the Council for the establishment of a building set-back line; now therefore

The City of Portland does ordain as follows:

Section 1. That a building set-back line is hereby established on East Burnside Street from the east line of East Thirteenth Street to the west line of East Thirty-second Street as follows:

Set-back line on East Burnside Street, from the east line of East 13th Street to the west line of East 26th Street, 10 feet back on each side thereof.

Set-back line on the north side of East Burnside Street from the east line of East 26th Street to the west line of East 28th Street described as follows: From a point on the west line of block 6, 11th, 10 feet north of the southeast corner of said block 6 to a point on the east line of said block, 13.62 feet north of the southeast corner thereof; and also

Set-back line on the south side of East Burnside Street from the east line of East 26th Street to the west line of East 28th Street, described as follows: From a point on the west line of block 7, 11th, 10 feet south of the northwest corner of said block 7 to a point on the east line of said block 7, 1.33 feet south of the northeast corner thereof.

set-back line on East Burnside Street, from the east line of East 25th Street to the west line of East 32nd Street, 20 feet back on the southerly side thereof,

and from and after the taking effect of this ordinance it shall be unlawful to construct any new building on any property beyond said set-back line on East Burnside Street between the east line of East Thirteenth Street and the west line of East Thirty-second Street.

Section 2. No permit shall be issued by the Bureau of Buildings for the construction of any new building on East Burnside Street between said limits set out in Section 1, hereof, and beyond said set-back line. Nothing herein contained shall prevent the Inspector of Buildings from issuing a permit to the owner of any property to repair any existing building on said street between said limits now projecting beyond said set-back line.

Section 3. Any person who shall construct a building on East Burnside Street between the said limits beyond said set-back line shall upon conviction thereof in the municipal court be punished by a fine not exceeding five hundred dollars (\$500.00), or by imprisonment in the city jail for a period not exceeding six months or by both such fine and imprisonment.

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 that: that certain parties are about to construct buildings on East Burnside Street and desire to conform to said set-back line, 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, 1917

CHAS. L. WHEAT

Mayor of the City of Portland

Attest:



Auditor of the City of Portland