

414
ACCEPTANCE

RECEIVED
APR 5 132406
8 56 AM 1971
GEORGE YERKOVICH, AUDITOR
CITY OF PORTLAND, ORE.
BY cel

Portland, Oregon, March 26, 1971

GEORGE YERKOVICH
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. 132406, passed by the Council March 25, 1971, granting a revocable permit to Chevron Pipe Line Company to install a pipeline in N. Columbia Boulevard, pending the effectiveness of their franchise, 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,

[CORPORATE
SEAL]

CHEVRON PIPE LINE COMPANY

BY:

J. Bowman
Vice President

225 Bush Street, San Francisco, Cal. 94120
Address

Approved as to form:

M. Crockett
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.

ORDINANCE NO. 132406

An Ordinance granting a revocable permit to Chevron Pipe Line Company to install a pipeline in N. Columbia Boulevard, pending the effectiveness of their franchise, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds that Chevron Pipe Line Company, 225 Bush Street, San Francisco, California 94120 has through J. K. Smith, right-of-way representative, applied for permission to lay, use and maintain an eight-inch diameter pipeline in, under and across public streets in NE Columbia Boulevard from the easterly City limits to N. Denver Avenue, for the purpose of transporting petroleum products, that a franchise has been prepared and approved by the Council for a pipeline from their plant at 5531 NW Doane Avenue to the Portland Airport, that said franchise is not effective until sixty days after Council approval, that it is in the public interest to have the said portion in Columbia Boulevard completed immediately to avoid conflict with the contractor scheduled to improve and widen that area; now, therefore, a revocable permit hereby is granted to Chevron Pipe Line Company (hereinafter referred to as the grantee) to install the portion of the pipeline in N. Columbia Boulevard as described above and any other portion that the City Engineer deems expedient to the public's interest, subject to the following conditions:

(a) This permit is revocable at the pleasure of the Council and no expenditure of money hereunder or lapse of time or 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 is, within 120 days after such revocation, to remove its pipeline from the street areas and reconstruct any affected areas to the satisfaction of the City Engineer.

(b) The exact location, and specifications for all installation and construction within the street areas, shall be in accordance with standards prescribed by the City Engineer, Fire Marshal and as shown on plans approved in accordance with said franchise.

(c) The grantee shall hold the City of Portland, the City Engineer and each and all of the officers and employees free and harmless from any claims for damages to persons or property including legal fees and costs of defending any actions or suits thereon, including any appeals therefrom which may result from the granting of this permit.

(d) This permit is for the use of the street area only and shall not exempt the grantee from taking out any license or permit required by existing ordinances for any 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.

ORDINANCE No.

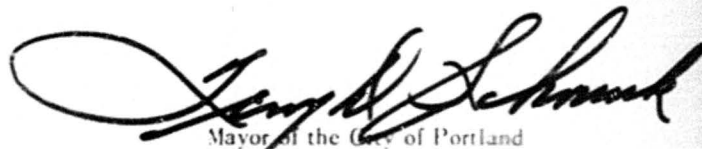
(e) Upon the effectiveness of said franchise this permit shall expire. Should for any reason said franchise not become effective this permit shall automatically be revoked and the grantee shall remove said pipeline to the satisfaction of the City Engineer.

Section 2. This permit ordinance shall not become effective until the grantee files with the City Auditor a document in writing, approved as to form by the City Attorney, accepting the terms and conditions hereof.

Section 3. 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 essential construction within certain street areas may be undertaken without undue delay; therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, MAR 25 1971

Lloyd E. Anderson, Commissioner
JK;bd
3-19-71


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Anderson	1	
Goldschmidt	1	
Ivancie	—	
McCready	1	
Schrunk	1	

FOUR-FIFTHS CALENDAR	
Anderson	
Goldschmidt	
Ivancie	
McCready	
Schrunk	

Calendar No. 1093

ORDINANCE No. 132406

Title

An Ordinance granting a revocable permit to Chevron Pipe Line Company to install a pipeline in N. Columbia Boulevard, pending the effectiveness of their franchise, and declaring an emergency.

THURSDAY

Filed MAR 19 1971

GEORGE YERKOVICH

Auditor of the CITY OF PORTLAND

By Gordon Coell
Deputy

INTRODUCED BY
LLOYD E. ANDERSON COMM'R.

DRAWN BY
JK:bd
Date 3-19-71

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works <i>Y. H. H.</i>

City Attorney

NOTED BY THE CITY AUDITOR
<i>GC</i>
<i>MC</i>

APPROVED
Date 3-19-71
By <i>James L. Apperson</i> City Engineer JAMES L. APPERSON
Date
By