

155552

ORDINANCE NO. 155552

An Ordinance authorizing the acceptance of a parcel of land appropriated, condemned and vested in the City of Portland, as plaintiff in the Circuit Court of the State of Oregon for the County of Multnomah, Case No. A8002-00677, in connection with the NE 33rd at NE Broadway and SE 39th Avenue at SE Stark Street Street Improvement Project, designating and assigning said parcel as public street area, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Right-of-way was required to accommodate the proposed street improvements for the NE 33rd Avenue to NE Broadway and SE 39th Avenue at SE Stark Street Street Improvement Project.
2. Purchase of several parcels of private property was necessary for the construction of the project.
3. One property owner, Albina Fuel Company, refused to grant the required parcel under the terms proposed by the City.
4. That the City Attorney continued negotiations on behalf of the City for acquisition of the parcel of land, and commenced condemnation proceedings to acquire the parcel of land.
5. That the City has been granted a judgment by the Circuit Court of the State of Oregon for the County of Multnomah, Case No. A8002-00677 and compensation has been delivered to Albina Fuel Company.
6. The parcel of land granted by the Court to the City should now be officially accepted.

NOW, THEREFORE, the Council directs:

- a. The following described property is hereby accepted, designated and assigned as public street area:

R/W 3719-1

A parcel of land lying in Lot 12, Block 5, Broadway Addition to the City of Portland, Multnomah County, Oregon, and being a portion of that property described in that deed to Clifford L. Arntson recorded December 11, 1952, in Book 1574, Page 269 of Multnomah County Record of Deeds; the said parcel being described as follows:

**ORDINANCE No.**

Beginning on the north line of said property at a point 12.68 feet west of the northeast corner of said property; thence east along said north line 12.68 feet to said northeast corner; thence south along the east line of said property 20.05 feet; thence northwesterly along a 44.5 foot radius curve left having a central angle of  $30^{\circ}56'45''$  (the long chord of which forms an angle of  $32^{\circ}16'34''$  when measured counter clockwise from said east line, a distance of 23.74 feet) an arc distance of 24.03 feet to the point of beginning.

- b. The Auditor shall record a certified copy of this Ordinance.

Section 2. The Council declares an emergency exists because a delay in accepting, designating and assigning the property as street area might cause confusion as to the property's status; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **FEB 1 1984**

Commissioner Mike Lindberg  
Paul L. Niles:mmc  
January 10, 1984

**Jewel Lansing**  
Auditor of the City of Portland

By

*Elena Cervera*

Deputy

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
JORDAN	/	
LINDBERG	/	
SCHWAB	/	
STRACHAN	/	
IVANCIE	/	

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

Calendar No. 183

## ORDINANCE No. 155552

### Title

An Ordinance authorizing the acceptance of a parcel of land appropriated, condemned and vested in the City of Portland, as plaintiff in the Circuit Court of the State of Oregon for the County of Multnomah, Case No. A8002-00577, in connection with the NE 33rd at NE Broadway and SE 39th Avenue at SE Stark Street Street Improvement Project, designating and assigning said parcel as public street area, and declaring an emergency.

JAN 27 1984

Filed

JEWEL LANSING  
Auditor of the CITY OF PORTLAND

By

Deputy

INTRODUCED BY

Commissioner Mike Lindberg

NOTED BY THE COMMISSIONER

Affairs

Finance and  
Administration

Safety

Utilities

Works

BUREAU APPROVAL

Bureau:

Transportation Engineering

Prepared By:

Date:

Paul L. Niles:mmc 1-10-84

Budget Impact Review:

☐ Completed

☒ Not required

Bureau Head:

Joan English, Acting Admin.

CALENDAR

Consent

Regular

NOTED BY

City Attorney

City Auditor

City Engineer Approved:

Richard O. Schmidt, P.E.

By: