

149238

AUD 50-25-640

## ACCEPTANCE

RECEIVED

MAR 12 8 35 AM 1980

GEORGE YERKOVICH, AUDITOR  
CITY OF PORTLAND, ORE.Portland, Oregon, BY March 6 G 1980

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. 149238, passed by the Council March 5, 1980, repealing Ordinance No. 149098 and changing the zoning for the east 50 feet of Lots 12 and 13, and all of Lots 14-16, Block 5, Miller's Addition, from C2 to R5, located on the south side of SE Miller between SE 16th and SE Milwaukie Avenues in order to correct a legal description 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,

Peter Schlechter  
Peter Schlechter

[CORPORATE  
SEAL]1612 SE Miller, Portland, OR 97202

Address

Approved as to form: TO FORMCity 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.

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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,

Laura Thomson  
\* Laura Thomson

(CORPORATE  
SEAL)

1636 SE Miller St., Portland, OR 97202  
Address

Approved as to form: TO FORM

[Signature]  
City Attorney

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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,

Joseph Bosco

[CORPORATE  
SEAL]

Emma Bosco

1624 SE Miller, Portland, OR 97202

Address

APPROVED AS TO FORM  
Approved as to form:

City Attorney

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Very truly yours,

*Winifred Spencer*  
 Winifred Spencer

(CORPORATE  
 SEAL)

7955 SE Milwaukie, Portland, OR 97202  
 Address

Approved as to form:

APPROVED AS TO FORM

*Charles P. Thomas*  
 City Attorney

CITY ATTORNEY

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ORDINANCE NO. 149238

An Ordinance repealing Ordinance No. 149098 and changing the zoning for the east 50 feet of Lots 12 & 13, and all of Lots 14-16, Block 5, Miller's Addition, from C2 to R5, located on the south side of SE Miller between SE 16th and SE Milwaukie Avenues in order to correct a legal description and declaring an emergency.

The City of Portland Ordains:

Section 1. The Council finds:

1. The applicants, Peter Schlechter, Joseph Z. & Marie E. Bosco, Laura Thomson, and Winnifred A. Spencer, deedholders, seek a zone change from C2 to R5 for the east 50 feet of Lots 12 & 13, and all of Lots 14-16, Block 5, Miller's Addition, located on the south side of SE Miller between SE 16th and Milwaukie Avenues.
2. A petition complying in all respects with all requirements of Title 33, Planning and Zoning, of the Code of the City of Portland and seeking such a zone change has been received.
3. The applicants have paid the proper fee for the filing of such petition.
4. The City's Hearings Officer by report and recommendation dated September 25, 1979, (PC File 6891) after and as a result of a duly authorized and conducted public hearing on September 24, 1979, made a decision of denial. The applicants appealed the decision to the Planning Commission, which on November 6, 1979, rejected the request for review. The applicants appealed the decision to City Council.
5. The City Council after due deliberation at a public hearing in open session held on January 16, 1980, determined that there is a public need for the rezoning requested and that the site is best designated for residential zoning as compared to other properties and other zones, and that this rezoning is in conformance with the comprehensive planning of the City.
6. The notice requirements for that public hearing were fulfilled according to law.
7. An error was made in the legal description of the zone change area in Ordinance 149098 passed by City Council on January 31, 1980.
8. Findings of the Council are reflected in this ordinance repealing the previous ordinance and correcting the legal description for a zone change as ordered by City Council on January 16, 1980.

# ORDINANCE No.

149238

NOW, THEREFORE, the Council directs:

- a. The zone of the east 50 feet of Lots 12 & 13 and all of Lots 14-16, Block 5, Miller's Addition is changed to R5, located on the south side of SE Miller Between SE 16th and Milwaukie Avenues.
- b. This order shall not be effective and no change shall be made to this zoning map until acceptance and recording of this ordinance as provided in Section 33.102.010.

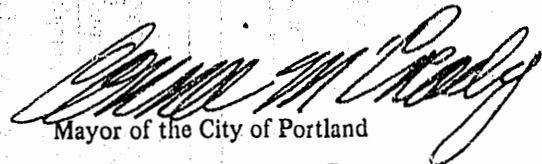
Section 2. The Council declares an emergency exists because there should be no delay in the beneficial use of the above described property; therefore, this ordinance shall be in full force and affect from and after its passage by City Council.

ORDINANCE NO. 149238

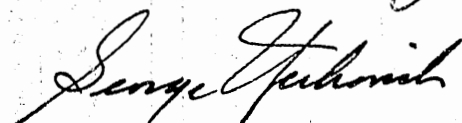
MAR 5 1980

Passed by the Council, **MAR 5 1980**

Mayor McCready  
N. Weisser/lb  
February 15, 1980

  
Mayor of the City of Portland

Attest:

  
Auditor of the City of Portland

Calendar No. 783

# ORDINANCE No. 149238

## Title

An Ordinance repealing Ordinance No. 149098 and changing the zoning for the east 50 feet of Lots 12 & 13, and all of Lots 14-16, Block 5, Miller's Addition, from C2 to R5, located on the south side of SE Miller between SE 16th and SE Milwaukie Avenues in order to correct a legal description and declaring an emergency.

### THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Ivancie		
Jordan		
Lindberg		
Schwab		
McCready		

### FOUR-FIFTHS CALENDAR

Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

### INTRODUCED BY

Mayor McCready

### NOTED BY THE COMMISSIONER

Affairs

Finance and  
Administration

Safety

Utilities

Works

### BUREAU APPROVAL

Bureau:

Bureau of Planning

Prepared By: Nancy Weisser/lb Date: 2/15/80

Budget Impact Review:

☐ Completed ☐ Not required

Bureau Head:

Frank N. Frost

### NOTED BY

City Attorney

City Auditor

City Engineer

Filed FEB 29 1980

GEORGE YERKOVICH

Auditor of the CITY OF PORTLAND

Deputy