

ORDINANCE NO. **149576**

An Ordinance accepting two sewer easements for S.W. Bennington Drive and Private Property Sewer Relocation Project, granted by Gabriel J. Sugarman, and David H. Wheeler and Martha W. Wheeler, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Right of way is required for construction of the S.W. Bennington Drive and Private Property Sewer Relocation Project.
2. Gabriel J. Sugarman, and David H. Wheeler and Martha W. Wheeler have conveyed the required right of way to the City at no cost to the City.

NOW, THEREFORE, the Council directs:

- a. That the following described easements are hereby accepted for sewer purposes:

A portion of Lots 15 and 16, Block 8, Arlington Heights, Multnomah County, Oregon, more particularly described as follows:

Commencing at the southeast corner of Lot 16, Block 8, Arlington Heights; thence S 86° 00' 00" W along the south line of said lot 60.16 feet; thence N 11° 27' 37" E 23.60 feet to the true point of beginning of the parcel to be described; thence continuing N 11° 27' 37" E 48.51 feet; thence S 78° 32' 23" E 3.5 feet; thence S 11° 27' 37" W 33.18 feet; thence S 80° 58' 49" E 51.98 feet to the westerly line of S.W. Bennington Drive; thence southerly along the said westerly line of 15.01 feet more or less to a point which bears S 80° 58' 49" E 56.00 feet from the true point of beginning; thence N 80° 58' 49" W 56.00 feet to the true point of beginning. (Granted by Gabriel J. Sugarman, 17745 S.W. Stark Street, Portland, Oregon 97233.)

ALSO

A portion of Lots 15 and 16, Block 8, Arlington Heights, Multnomah County, Oregon, more particularly described as follows:

Commencing at the southeast corner of Lot 16, Block 8, Arlington Heights; thence S 86° 00' 00" W along the southerly line of said lot 60.16 feet; thence N 11° 27' 37" E 23.60 feet to the point of beginning of the tract to be described;

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thence continuing N 11° 27' 37" E 48.51 feet; thence N 78° 32' 23" W 11.50 feet; thence S 11° 27' 37" W 48.83 feet; thence S 80° 58' 49" E 11.51 feet to the point of beginning. (Granted by David H. Wheeler and Martha W. Wheeler, 3126 S.W. Fairview Boulevard, Portland, Oregon 97201.)

- b. The Auditor shall record in the appropriate deed records, documents of title as necessary for acquisition of this right of way.

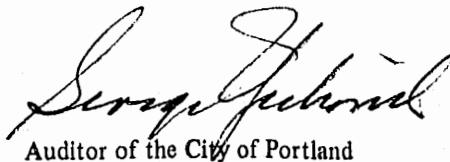
Section 2. The Council declares that an emergency exists because a delay in the acceptance of the sewer easements might jeopardize the City's ability to acquire the property at no cost; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, MAY 7 1980

Commissioner Mike Lindberg  
Paul Niles:jmh  
April 21, 1980

Attest:

  
Mayor of the City of Portland

  
Auditor of the City of Portland

Calendar No. 1562 .

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## Title

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### THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Ivancie		
Jordan		
Lindberg		
Schwab		
McCready		

### FOUR-FIFTHS CALENDAR

Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

Filed MAY 2 1980

GEORGE YERKOVICH  
Auditor of the CITY OF PORTLAND

By *George Yerkovich*  
Deputy

INTRODUCED BY

COMMISSIONER MIKE LINDBERG

NOTED BY THE COMMISSIONER

Affairs

Finance and  
Administration

Safety

Utilities

Works

*ML/ST*

BUREAU APPROVAL

Bureau:

Sanitary Engineering

Prepared By:

Date:

Paul Niles

Carl Short/jmh

4/21/80

Budget Impact Review:

☐ Completed

☒ Not required

Bureau Head:

*Joe P. Niehuser*  
Joe P. Niehuser

NOTED BY

City Attorney

City Auditor

City Engineer Approved:

John M. Lang, Acting City Engr.

By:

*John M. Lang*