

ACCEPTANCE

RECEIVED
 JUL 20 8 50 AM 1981
 GEORGE PERKOVICH, AUDITOR
 CITY OF PORTLAND, ORE.

Portland, Oregon, July 16, 1981

GEORGE PERKOVICH
 Auditor of the City of Portland
 Room 2028 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. 151914, passed by the Council July 15, 1981, changing the zoning for Tax Lot 340, Section 19, T1S, R1E, from R10 to R7; located on the south side of SW Multnomah Boulevard, between SW 51st and SW 53rd Avenues, under certain conditions,

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,

Howard Cleary

 Howard Cleary

Margaret Cleary

 Margaret Cleary

10316 SE 38th, Milwaukie, OR 97222

Address

[CORPORATE SEAL]

APPROVED AS TO FORM

Approved as to form:

Christopher P. Thomas

CITY ATTORNEY

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.


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151914

ACCEPTANCE

JUL 27 9 14 AM 1981

GEORGE YERKOVICH, AUDITOR
CITY OF PORTLAND, ORE.

Portland, Oregon, BY July 16  1981

GEORGE YERKOVICH
Auditor of the City of Portland,
Room 202, City Hall
Portland, Oregon 97204

Dear Sir:

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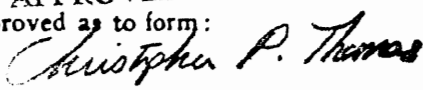
and in consideration of the benefits to be received thereunder by me I hereby agree to abide by and perform each and all of the terms and provisions thereof applicable to me.

Very truly yours,


Harriet Kahlstrom

[CORPORATE
SEAL]

13130 SW 115th, Tigard, OR 97223
Address

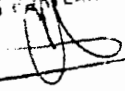
APPROVED AS TO FORM
Approved as to form:

CITY ATTORNEY
City Attorney

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JUL 27 9 14 AM 1981

151914

ACCEPTANCE CITY AUDITOR PORTLAND, ORE.

BY 

Portland, Oregon, July 16 1981

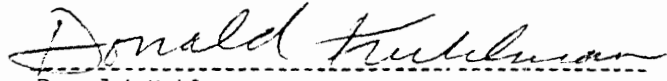
GEORGE YERKOVICH
Auditor of the City of Portland.
Room 202, City Hall
Portland, Oregon 97204

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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,




Donald Kuhlman

[CORPORATE SEAL]

4000 SW 91st Ct., Portland, OR 97225

Address

APPROVED AS TO FORM



CITY ATTORNEY

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AUG 25 8 36 AM 1981

151914

ACCEPTANCE

GEORGE YERKOVICH, AUDITOR
CITY OF PORTLAND, ORE.

BY *[Signature]*

Portland, Oregon, July 16, 1981

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. 151914, passed by the Council July 15, 1981, changing the zoning for Tax Lot 340, Section 19, T1S, R1E, from R10 to R7; located on the south side of SW Multnomah Boulevard, between SW 51st and SW 53rd Avenues, under certain conditions,

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,

[Signature]

Gary Dunham

[CORPORATE SEAL]

8130 SW Burlingame, Portland, OR 97219

Address

APPROVED AS TO FORM
Approved to form:

[Signature]

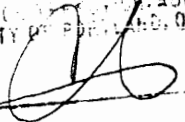
CITY ATTORNEY

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2251 151014

RECEIVED

JUL 6 7 53 AM 1981
8000 SW 54th Avenue
Portland, Oregon 97219
July 2, 1981

SEAL OF THE CITY AUDITOR
CITY OF PORTLAND, ORE.
BY: 

Mr. George Yorkston
City Auditor
Portland City Hall
Portland, Oregon 97208

Dear Mr. Yorkston:

To confirm our conversation of June 30th, please note that my appeal of the Hearing Officer's decision was mailed from Cambria, California on Thursday, June 25th, 1981, and, according to your letter, was received in your office on June 29th.

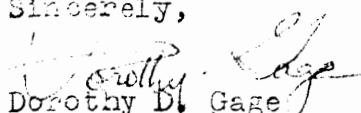
As I indicated to you, I based submitting my appeal on the date recorded (in capital letters) on the final page (page 11) of Mr. Fleerlage's report. I would like further to call to your attention, the first paragraph on that same page:

"Unless appealed, this decision and recommendation of the Hearings Officer shall be final fourteen days after it is filed with the Office of the City Auditor"
(underline of AFTER^{is} mine)

If you will refer back to the first page of the same report, you will note where the "Date Statistics" are recorded (7th paragraph), it lists "Filed: June 12, 1981" Fourteen days after it is filed with the office of the City Auditor....., assuming the reference is to working days, would be July 2nd, 1981. Even on the basis of "Decision Rendered: June 9, 1981", (also 7th paragraph of page 1), again assuming working days, the last day (date) to appeal would be June 29th, 1981.

Please request of the City Council on my behalf that File No. CU 34-81 and 7067 be removed from the Consent Calendar for Wednesday, July 8th, so that my request for a hearing on appeal be honored.

Thank you for your kind attention to this matter.

Sincerely,

Dorothy D. Gage

8000 SW 54th Avenue
Portland, Oregon 97219

151914

ORDINANCE NO. 151914

An Ordinance changing the zoning for Tax Lot 340, Section 19, T1S, R1E, from R10 to R7; located on the south side of S.W. Multnomah Boulevard, between S.W. 51st and S.W. 53rd Avenues, under certain conditions, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The applicants, Gary Dunham, Don Kuhlman, Harriet Kahlstrom, and Howard Clearly, deedholders, seek a zone change from R10 to R7 for Tax Lot 340, Section 19, T1S, R1E, located on the south side of S.W. Multnomah Boulevard, between S.W. 51st and S.W. 53rd 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. Applicant has paid the proper fee for the filing of such petition.
4. The City's Hearings Officer by Report and Recommendation dated June 9, 1981 (Planning Commission File No. 7067/CU 34-81), after and as a result of a duly authorized and conducted public hearing held June 8, 1981, on said proposal, has recommended that the zone change be granted, with conditions.
5. The notice requirements for that public hearing were fulfilled according to law.
6. This rezoning is in conformance with the Comprehensive Plan for the City, is in accordance with generally accepted land use planning standards and with applicable City and State legislative enactments as indicated in the Report of the Hearings Officer.

NOW, THEREFORE, the Council directs:

- a. That the facts, findings, conclusions and recommendation of the Hearings Officer in P.C. File No. 7067/CU 34-81 are adopted by City Council.
- b. The zone of Tax Lot 340, Section 19, T1S, R1E, is changed to R7; located on the south side of S.W. Multnomah Boulevard, between S.W. 51st and 53rd Avenues.
- c. This zone change is granted under the following conditions:
 - 1) Prior to any clearing or grading all provisions of Chapter 70 of the Uniform Building Code and recommendations of the consulting Geotechnical Engineer shall be met.
 - 2) The proposed private street shall be represented as Tract "A" on the final plat. The street shall be constructed according to the City Engineer's standards for private streets, and appropriate deed restrictions or covenants

ORDINANCE No.

15191A

which assigns maintenance and liability shall be furnished to the City Attorney, via the Planning Bureau, for review and approval.

- 3) The proposed declaration of covenants, conditions and restrictions shall be reviewed and approved by the City Attorney in consultation with the Bureau of Planning.
- 4) The intersection of the proposed private street and S.W. Multnomah Boulevard shall be designed to the satisfaction of Multnomah County department of Environmental Services.
- 5) All requirements of the Fire Marshal regarding access, hydrant location, and water supply shall be met.
- 6) Pedestrian walkways shall be provided to meet the requirements of the Transportation Planning Section of the Bureau of Planning.
- 7) The applicant shall work with the Park Bureau to contribute towards appropriate improvements of neighborhood parks.
- 8) Development shall occur no closer than 25 feet to the southern boundary of the site. A tree survey shall be reviewed by the neighbors to the south.

d. This order shall not be effective and no change shall be made to the zoning maps until acceptance and recording as provided.

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 force and effect from and after its passage by the Council.

Passed by the Council, **JUL 15 1981**

Commissioner Schwab
G.H. Fleeclage/sa
June 9, 1981

Attest:


Auditor of the City of Portland

Calendar No. ~~3381~~ ²²⁸⁷

ORDINANCE No. 151914

Title

An Ordinance changing the zoning for Tax Lot 340, Section 19, T1S, R1E, from R10 to R7; located on the south side of S.W. Multnomah Boulevard, between S.W. 51st and S.W. 53rd Avenues, under certain conditions, and declaring an emergency.

JUL 8 1981

CONTINUED TO JUL 15 1981

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

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

INTRODUCED BY
COMMISSIONER SCHWAB

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works

BUREAU APPROVAL	
Bureau:	
HEARINGS OFFICE	
Prepared By: G.H. Fleeher/asa	Date: 6/9/81
Budget Impact Review:	
<input type="checkbox"/> Completed	<input checked="" type="checkbox"/> Not required
Bureau Head:	

CALENDAR	
Consent <input checked="" type="checkbox"/>	Regular <input type="checkbox"/>

NOTED BY
City Attorney
City Auditor
City Engineer

Filed JUN 15 1981

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By George Yerkovich
Deputy