

RECEIVED

158749

ACCEPTANCE

SEP 5 1 44 AM '86

JEWEL LANSING, AUDITOR
CITY OF PORTLAND, ORE.

BY _____

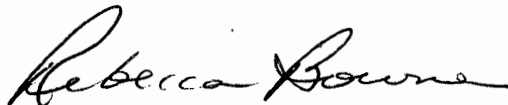
Portland, Oregon July 14, 19 86

JEWEL LANSING
Auditor of the City of Portland
Room 202, City Hall
Portland, Oregon 97204

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 158749, passed by the Council July 10, 1986, granting a revocable permit to Good Samaritan Hospital and Medical Center to construct, use and maintain a cast-in-place concrete building extension in and under the street area of NW Northrup Street between NW 21st Avenue and NW 22nd Avenue, at a fee of \$455,

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,

Good Samaritan Hospital

1015 NW 22nd Avenue **DIRECTOR OF SUPPORT SERVICES**
Portland, OR 97210

Address

APPROVED AS TO FORM

Approved as to form:



City Attorney

*When an acceptance is signed by an officer of a firm or corporation, his or her official title must be stated.

ORDINANCE NO. 158749

An Ordinance granting a revocable permit to Good Samaritan Hospital and Medical Center to construct, use and maintain a cast-in-place concrete building extension in and under the street area of NW Northrup Street between NW 21st Avenue and NW 22nd Avenue, at a fee of \$455, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Good Samaritan Hospital, 1015 NW 22nd Avenue, Portland, Oregon 97210, has requested permission to construct, use and maintain a cast-in-place concrete building extension in and under the street area of NW Northrup Street between NW 21st Avenue and NW 22nd Avenue adjacent to the permittee's property (Lots 14 & 15, Block 300, Couch's Add).
2. The building extension is needed to provide for electrical service to the building being constructed on the permittee's adjacent property, Block 300, Couch's Add (Building Permit application #3666 for 1985).
3. That the plan showing the location for the building extension, attached to this Ordinance as "Exhibit A" has been approved by the City Engineer.
4. The desired building extension, under certain conditions, will not be detrimental to the public interest.

NOW, THEREFORE, the Council directs:

- a. A revocable permit is granted to Good Samaritan Hospital and Medical Center, permittee, to construct, use and maintain the cast in place concrete building extension described in Section 1-1 above and located as shown on the plan marked "Exhibit A", attached to and by reference made a part of this Ordinance, subject to the following conditions:
 - (1) This permit is for the use of the street area only, and shall not exempt the permittee from obtaining any license or permit required by the City Code or Ordinances for any act to be performed under this permit, nor shall this permit waive the provisions of any City Code, Ordinance, or the City Charter, except as herein stated.
 - (2) This permit is revocable at any time in the event the public's need requires it and no expenditure of money hereunder, lapse of time, or other act or thing shall operate as an estoppel against the City of Portland, or be held to give the permittee any vested or other right. Immediately upon the expiration of this permit, or upon its sooner revocation by the Council, the permittee shall remove said installations from the street area as required by and to the satisfaction of the City Engineer.

- (3) The permittee shall pay the permit fee of \$455 required by Section 17.24.020 of the City Code.
- (4) Before construction begins, the permittee shall obtain from the Traffic Engineer his requirement as to hours of work, traffic control, and the placing of necessary signs and barricades.
- (5) The permittee shall hold the City of Portland, its officers, agents, and employees free and harmless from any claims for damages to persons or property, including legal fees and cost of defending any actions or suits, including any appeals which may result from the use of the street area under this permit by providing evidence of insurance protecting the City of Portland, its officers, agents, and employees as follows:

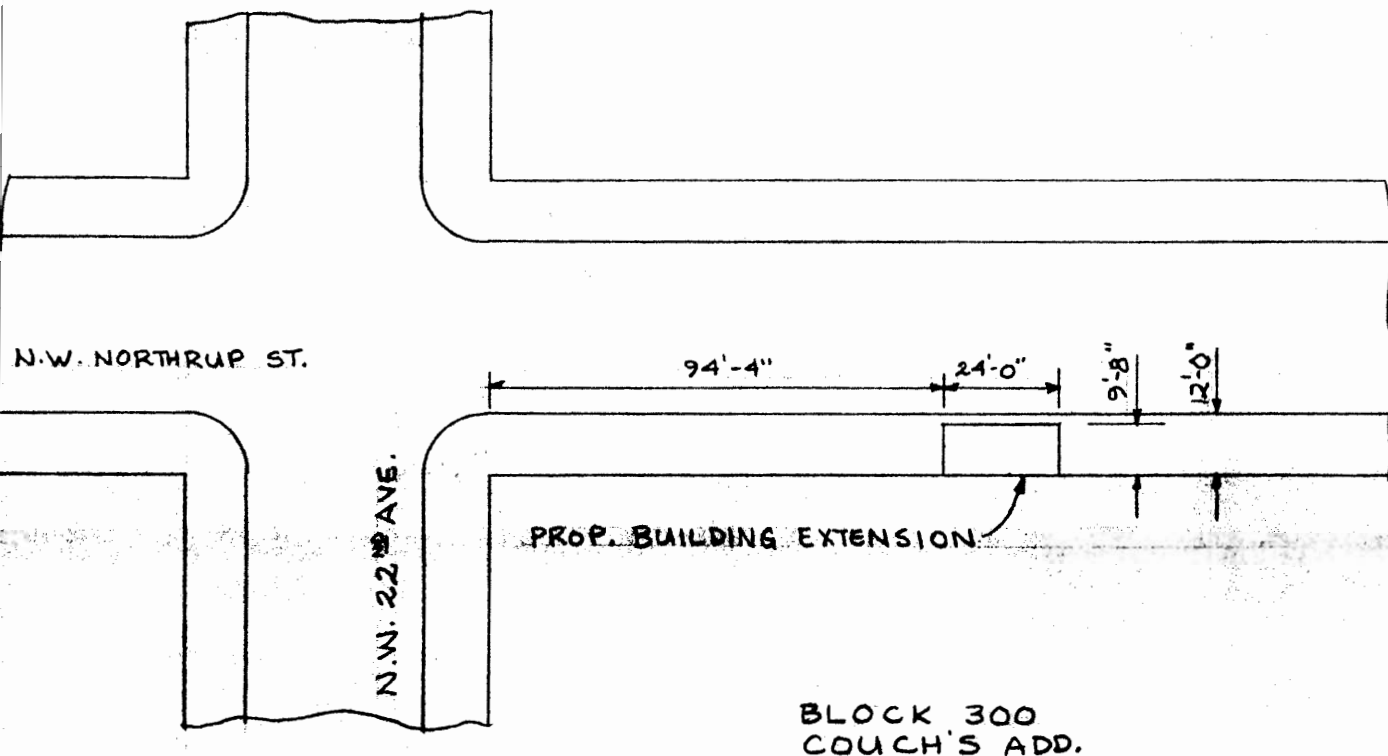
Bodily injury \$100,000 for one claimant and \$300,000 for one occurrence, property damage \$50,000 for one claimant and \$300,000 for one occurrence, said insurance to be kept in full force and effect at all times. This permit is automatically revoked without further action by the Council if this insurance is permitted to lapse, is cancelled, or for any other reason becomes inoperative.
- (6) This permit is a burden upon the property and runs with the land, and will require insurance with limits of coverage that will meet the maximum requirements for liability of a public body as set forth in ORS 30.270 or as it may be required by subsequent amendment and naming the City, its officers, agents and employees as additional insured.
- (7) If during construction under this permit it becomes necessary or expedient to modify the location or plan for the building extension, the permittee shall first obtain the approval of the City Engineer on revised plans filed with the City Engineer. One copy of the approved plan showing the change shall be filed by the City Engineer with the City Auditor to become part of this Ordinance.
- (8) The permittee shall reimburse the City for the cost of filing by the City Auditor of a certified copy of this Ordinance with the Records Division of Multnomah County.

Section 2. This Ordinance will not become effective until the permittee has filed with the City Auditor a document which has been approved by the City Attorney accepting the terms and conditions hereof. This Ordinance shall be automatically revoked without further consideration by the Council if the acceptance together with documents and fees required are not on file with the City Auditor within sixty (60) calendar days of the passage of this Ordinance.

EXHIBIT A

To construct and maintain a cast-in-place concrete building extension in the street area of NW Northrup Street between NW 21st Avenue and NW 22nd Avenue.

For: Good Samaritan Hospital
1015 NW 22nd Ave
Portland Or 97210

**APPROVED**

DRAWN BY: JER
CHECKED BY: MAN
DATE 19 JUNE 86

1/4 SEC 2927



N.T.S.

BY R. O. Schmitt
City Engineer

ORDINANCE No.

158749

Section 3. The Council declares that an emergency exists because delay in the enactment of this Ordinance will result in an unnecessary hardship on the part of the applicant as to the status of the requested permit for construction and maintenance of the cast in place concrete building extension in the street area; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JUL 10 1986**

Commissioner Margaret D. Strachan
Harry A. Hendrickson/sdg
June 20, 1986
15983442/6813/834

Jewel Lansing

Auditor of the City of Portland

By

Dotis E. O'Leary
Deputy

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
BOGLE	<input checked="" type="checkbox"/>	
LINDBERG	<input checked="" type="checkbox"/>	
SCHWAB	<input checked="" type="checkbox"/>	
STRACHAN	<input checked="" type="checkbox"/>	
CLARK	<input checked="" type="checkbox"/>	

FOUR-FIFTHS CALENDAR	
BOGLE	
LINDBERG	
SCHWAB	
STRACHAN	
CLARK	

Calendar No. **1392**

ORDINANCE No. **158749**

Title

An Ordinance granting a revocable permit to Good Samaritan Hospital and Medical Center to construct, use and maintain a cast-in-place concrete building extension in and under the street area of NW Northrup Street between NW 21st Avenue and NW 22nd Avenue, at a fee of \$455, and declaring an emergency.

Filed JUL 1 1986

JEWEL LANSING
Auditor of the CITY OF PORTLAND

By Edna Cervera
Deputy

INTRODUCED BY

Commissioner Margaret D. Strachan

NOTED BY THE COMMISSIONER

Affairs

Finance and
Administration

Safety

Utilities

MDS/lp

Works

BUREAU APPROVAL

Bureau:

Transportation Engineering

Prepared By:

Date:

Harry A. Hendrickson 6/20/86

Budget Impact Review:

☐ Completed

☐ Not required

Bureau Head

R. O. Schmidt

R. O. Schmidt, P.E.

CALENDAR

Consent

XXX

Regular

NOTED BY

City Attorney

City Auditor

City Engineer

Approved:

Richard O. Schmidt, P.E.

By:

R. O. Schmidt