

130907  
MAY 25 8 10 AM 1970

RAY SMITH, AUDITOR  
CITY OF PORTLAND, ORE.

BY EC

ACCEPTANCE

Portland, Oregon, May 21 1970

RAY SMITH  
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. 130907, passed by the Council May 20, 1970, amending Lease No. 12766, dated March 25, 1970, by and between the City of Portland and Urban Office and Parking Facilities, authorized by Ordinance No. 130596, so as to include limitation on vertical clearance at S. W. First Avenue, 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,

URBAN OFFICE AND PARKING FACILITIES

BY:

*Melvin Mark, Jr.*

Mr. Melvin Mark, Jr., Partner

1120 Cascade Bldg address Portland,

Approved as to form:

*M. Rushing*

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.

## ORDINANCE NO. 130907

An Ordinance amending Lease No. 12766, dated March 25, 1970, by and between the City of Portland and Urban Office and Parking Facilities, authorized by Ordinance No. 130596, so as to include limitation on vertical clearance at S.W. First Avenue, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds that the Mayor and Auditor on behalf of the City of Portland, entered into Lease No. 12766, dated March 25, 1970, with Urban Office and Parking Facilities, a partnership consisting of Melvin Mark, Jr., Mildred Mark, Douglas Goodman and Francis Sheasgreen, which lease was authorized by Ordinance No. 130596, passed by the Council March 19, 1970; that Pioneer National Title Insurance Company has recommended an amendment to the description contained in the lease so as to set forth limitations with reference to clearance in the bridge area at S.W. First Avenue; that the architects have approved this recommendation, as well as the Commissioner in charge, and said lease should be amended to include the recommended language for such clearance; now, therefore, the Lease numbered 12766, dated March 25, 1970, between the City of Portland, acting by and through its Mayor and Auditor, with Urban Office and Parking Facilities, a partnership consisting of Melvin Mark, Jr., Mildred Mark, Douglas Goodman and Francis Sheasgreen, for development and construction of an office tower on Block 116 and by constructing a parking garage with additional commercial space on Block 127 with two overhead structures between two buildings crossing S.W. 1st Avenue, hereby is amended to include after the metes and bounds description, the following wording:

Said structures when completed shall maintain vertical clearance of no less than 16 feet above the crown of the pavement upon S.W. First Avenue, and shall extend vertically from such 16-foot level to a point no more than 40 feet above the crown of S.W. First Avenue, as said crown and grades are established in survey dated April, 1969, prepared by Booth and Wright, registered land surveyors."

Section 2. This ordinance shall be an effective amendment to the Lease No. 12677, dated March 25, 1970, as set forth in Section 1 hereof, upon the acceptance of this ordinance in writing by the Urban Office and Parking Facilities, by one of its partners.

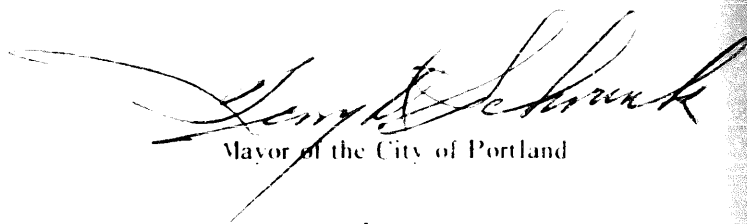
Section 3. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that there may be no delay

## ORDINANCE No.

in protecting the City, as to this description addition, all in the public interest and safety; therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

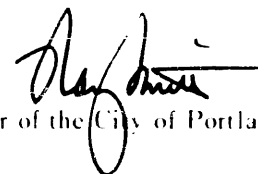
Passed by the Council, MAY 20 1970

Com'r Anderson  
5-14-70  
SOT:gm



Mayor of the City of Portland

Attest:



Auditor of the City of Portland

Calendar No. 1797

# ORDINANCE No. 130907

## Title

An Ordinance amending Lease No. 12766, dated March 25, 1970, by and between the City of Portland and Urban Office and Parking Facilities, authorized by Ordinance No. 130596, so as to include limitation on vertical clearance at S.W First Avenue, and declaring an emergency.

### THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Anderson	/	
McCready	/	
Grayson	/	
Ivancie	/	
Schrunk	/	

### FOUR-FIFTHS CALENDAR

Anderson	
McCready	
Grayson	
Ivancie	
Schrunk	

INTRODUCED BY

Commissioner Anderson

DRAWN BY

SOT:gm

Date 5-14-70

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration

Safety

Utilities

Works

City Attorney

NOTED BY THE CITY AUDITOR

APPROVED

Date

By

City Engineer

Date

By

Filed MAY 15 1970

RAY SMITH

Auditor of the CITY OF PORTLAND

By

Deputy