

ACCEPTANCE

RECEIVED

155597

FEB 29 1984

Office of
City Auditor

Portland, Oregon February 16 1984

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. 155597, passed by Council February 15, 1984, vacating NE Pacific Street from NE 7th Avenue to NE 9th Avenue, and NE 8th Avenue from NE Oregon Street to NE Holladay Street, 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,

LLOYD CORPORATION, LTD.

Richard R. Von Hagen
Richard R. Von Hagen, President

700 NE Multnomah, Portland, OR 97232

Address

APPROVED AS TO FORM

Approved as to form:

Christopher P. Thomas

CITY ATTORNEY

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. 155597

An Ordinance vacating NE Pacific Street from NE 7th Avenue to NE 9th Avenue, and NE 8th Avenue from NE Oregon Street to NE Holladay Street, under certain conditions.

The City of Portland ordains:

Section 1. The Council finds:

1. On January 24, 1983, Lloyd Corporation, Ldd., filed a petition to vacate NE Pacific Street from NE 7th Avenue to NE 9th Avenue, and NE 8th Avenue from NE Oregon Street to NE Holladay Street.
2. The petition states the reason for the vacation is to consolidate adjacent commercial property.
3. The vacation is recommended by the Commissioner of Public Works under certain conditions set forth in the directive action below.
4. In accordance with ORS 271.100, the Council fixed a time and place for public hearing before the Council; the Auditor published notice thereof; and posted notice in the area proposed to be vacated.
5. Other procedural requirements of ORS 271 have been complied with and the Council having held a public hearing finds no objections were made or filed thereto and it is in the public interest that said street be vacated.

NOW, THEREFORE, the Council directs:

- a. The following described street area is hereby vacated:

R/W #3843

NE Pacific Street lying between the east line of NE 7th Avenue also being the southerly extension of the west line of Block 91, Holladay's Addition to East Portland, and the west line of NE 9th Avenue, also being the southerly extension of the east line of Block 102, Holladay's Addition to East Portland, and NE 8th Avenue lying between the north line of NE Oregon Street also being the easterly extension of the south line of Block 90, Holladay's Addition to East Portland, and the south line of NE Holladay Street also being the westerly extension of the north line of Block 102, Holladay's Addition to East Portland, EXCEPT the west 10.0 feet of NE Pacific Street described herein, AND EXCEPT the south 10.0 feet of NE 8th Avenue described herein.

- b. The vacation of the above described street area is granted subject to the following conditions and restrictions:
- (1) That the petitioner pay to the City the sum of \$1,185.00, this being the costs of these vacation proceedings.
 - (2) Nothing herein contained shall cause or require the removal or abandonment of any sewer, water or gas main, conduit of any kind, wire, pole or thing used, or intended to be used, for any public service, and the right hereby is reserved for the owner of any such utility or thing to maintain, continue, repair, reconstruct, renew, replace, rebuild, and/or enlarge any and all such things; that no building or structure of any kind shall be built or erected within a distance of ten (10) feet from the centerline of any such utility, except with the prior written consent of the City Engineer and owner of the utility and that any and all contemplated building plans in said vacated area shall be submitted for approval to the City Engineer and to the Director of the Bureau of Buildings, to the end that such construction may be so adjusted with reference to all public utilities in said area as to cause a minimum of danger or inconvenience to the public and to the owner of such utility and to protect and preserve the same as presently constructed or herein-after reconstructed, renewed, replaced and/or enlarged (except as herein provided with respect to existing water facilities for which no easements will be required after alterations are made and except as herein provided with respect to existing sewers).
 - (3) That the petitioner agrees to provide emergency vehicle access to the existing buildings on the four-block area proposed for development during the demolition phase of the project, satisfactory to the Fire Marshal.
 - (4) That the petitioner pay all costs of altering water facilities as required by the Chief Engineer, Bureau of Water Works.
 - (5) That the petitioner agrees to comply with the restrictions or regulations of the Banfield Light Rail TSAPP, Holladay Street Segment, zoning and design supplement, as adopted by the Planning Commission, on June 14, 1983, as follows:
 - #3 Open Lot Parking and Access
 - #4 Building Orientation
 - #5 Ground Level of Parking Structures
 - #8 Superblock Development
 - #9 Alternative Design Review.

- (6) That the necessary right-of-way for the light rail transit station adjacent to the superblock shall be dedicated by the petitioner at no cost to the public.
- (7) That the petitioner pay all costs of removing or relocating the existing street lights from the area herein vacated as required by the Bureau of Street Lighting.
- (8) That the existing ten-inch combination sewer in NE Pacific Street be sealed off in the manhole at NE 7th Avenue by and at the expense of the petitioner as required by the Bureau of Environmental Services.
- (9) That the petitioner agrees to pay all costs of intersection reconstruction required at the intersections of NE 8th Avenue with both NE Holladay Street and NE Oregon Street and at the intersections of NE Pacific Street with both NE 7th Avenue and NE 9th Avenue, in accordance with plans to be furnished by the City Engineer. To ensure that these improvements are completed as designed, the sum of \$22,000.00 in cash shall be deposited by the petitioner with the City Treasurer in a trust fund, or a corporate surety bond in the above amount and approved by the City be posted in lieu thereof, to cover the estimated cost of street improvements required by the City Engineer. Upon completion of the work by and at the expense of the petitioner, and in accordance with plans furnished by the City Engineer, said sum of \$22,000.00 will be refunded or the surety bond will be released. In the event the cash deposit or bond is not sufficient to cover the costs of reconstruction as required by the City Engineer, the petitioner agrees to pay all costs in excess of such deposit or bond, and the petitioner further agrees that if they fail or neglect to complete said reconstruction within a reasonable time, as determined by the City Engineer, the City is authorized to draw from the sum deposited, or on the bond, as is required to complete the reconstruction by City Maintenance personnel.
- (10) That in the event the petitioner fails to fully comply with the above conditions within six (6) months after the effective date of this vacating Ordinance, said Ordinance shall be subject to repeal by the Council.

Section 2. Petitioner shall file with the City Auditor, in form approved by the City Attorney, a document in writing, accepting the terms and conditions of this Ordinance.

ORDINANCE No.

ORDINANCE No.

Section 3. The City Auditor shall file with the recorder, the certificate which said property is located in and the acceptance thereof may be required by law.

KOURRIE	JORDAN	HIMDERG	ALHAYAB	SIRACHAM	LAVHILLE
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e expense of the petition
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 map, plat or other record

Section 3. The City Auditor shall, at the expense of the petitioner, file with the recorder, the assessor, the surveyor of the county in which said property is located, a certified copy of this Ordinance and the acceptance thereof, and any map, plat or other record which may be required by law.

[illegible][illegible][illegible][illegible]

1. $\frac{1}{2} \times \frac{1}{2} = \frac{1}{4}$

A vertical strip of 15 small, circular, textured objects, possibly seeds or small stones, arranged in a column. The objects have a rough, granular surface and are light brown in color. They are arranged in a slightly irregular vertical line, with some appearing more rounded than others. The background is a plain, light-colored surface.

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Figure 1. Aerial photograph of the study area. The area is divided into four quadrants by the main road and the river. The area is divided into four quadrants by the main road and the river. The area is divided into four quadrants by the main road and the river.

[illegible][illegible]

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$$\begin{aligned} \frac{1}{2} \frac{d}{dt} \int_{\mathbb{R}^n} |u|^2 dx &= \int_{\mathbb{R}^n} u \frac{du}{dt} dx \\ &= \int_{\mathbb{R}^n} u \left(-\frac{1}{2} \Delta u \right) dx \\ &= -\frac{1}{2} \int_{\mathbb{R}^n} u \Delta u dx \\ &= \frac{1}{2} \int_{\mathbb{R}^n} |\nabla u|^2 dx \end{aligned}$$

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[illegible][illegible]

Passed by the Council, FEB 15 1984

ORDER OF COUNCIL
Jimmy Hillstrom:mmc
February 2, 1984

Jewel Lansing
Auditor of the City of Portland
By _____

Deputy

By Eana Cervara

304

Calendar No. **250****ORDINANCE No. 155597****Title****THE COMMISSIONERS VOTED
AS FOLLOWS:**

	Years	Days
JORDAN	/	
LINDBERG	/	
SCHWAB	/	
STRACHAN	/	
IVANCIE	/	

An Ordinance vacating NE Pacific Street from NE 7th Avenue to NE 9th Avenue, and NE 8th Avenue from NE Oregon Street to NE Holladay Street, under certain conditions.

(C-9479)

FEB 8 1984**PASSED TO SECOND READING FEB 15 1984**Filed **FEB 03 1984****JEWEL LANSING**

Auditor of the CITY OF PORTLAND

By *James Nels*
Deputy

INTRODUCED BY

ORDER OF COUNCIL

NOTED BY THE COMMISSIONER

Affairs

Finance and
Administration

Safety

Utilities

Works

BUREAU APPROVAL

Bureau:

Transportation Engineering

Prepared By:

Date:

Jimmy Hillstrom:jmmc 2-2-84

Budget Impact Review:

☐ Completed ☒ Not requiredBureau Head: *Joan English*
Joan English, Acting Admn.

CALENDAR

Consent

X

Regular

NOTED BY

City Attorney

City Auditor

City Engineer Approved:

Richard O. Schmidt, P.E.

By:

Richard E. Johnson