

An Ordinance laying out and establishing as a city street Foster Road from the west line of 52nd Street S. E. to the west line of 82nd Street S. E. by taking over from a county road to a city street all of County Road No. 81 between these lines, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. It appearing to the Council that pursuant to Resolution No. 12374 the City Engineer did on September 2, 1921 file with the City Auditor a report upon the proposed laying out and establishing of Foster Road as a city street from the west line of 52nd Street S. E. to the west line of 82nd Street S. E. in the City of Portland, Oregon, by taking over from a county road to a city street all of County Road No. 81 between said lines and thereupon notice was duly given for a hearing upon said report by the Council in the Council Room of the City Hall, Portland, Oregon, beginning at 10 o'clock A. M. on the 5th day of October 1921 at which time any and all objections might be presented and heard, and it further appearing to the Council that no objection was presented at said time and the Council thereupon determined that it was advisable and for the public interest to take over said portion of said county road as a city street, and it further appearing to the Council that the Board of County Commissioners of Multnomah County, Oregon fixed a time for a public hearing upon the matter of the relinquishment and surrender to the City of Portland of County Road No. 81 known as Foster Road from the west line of 52nd Street S. E. to the west line of 82nd Street S. E., and providing a fund of \$65,000.00 to assist in the improvement of said road, at which time any and all objections thereto might be heard and said Board duly and regularly gave notice of such hearing but no objection was made or presented thereto and thereupon said Board determined that it was necessary and expedient and for the best interests of said county and of the public to surrender jurisdiction over said portion of said county road to said City of Portland and thereupon said Board on October 19, 1921, duly made and entered an order providing for surrendering said road to said city and

turning over to the City of Portland said sum of money and thereafter on November 28, 1921 said Board made and entered a further order amending said previous order and providing that the acceptance of the terms and provisions of said previous order as amended might be made by the City of Portland at any time on or before December 15, 1921, a copy of said original order and a copy of said amendatory order being now on file with the City Auditor, and it further appearing to the Council that it is advisable and for the best interests of the public and of the City of Portland for said city to accept the terms and provisions of said orders and take over, lay out and establish said portion of said county road as a city street, now, therefore, the City of Portland does hereby accept and agree to abide by and perform each and all of the terms and provisions contained in said orders of said Board of County Commissioners and does hereby take over as a city street all of said portion of said county road and does hereby lay out and establish and declare the same to be opened as a city street and does hereby assume full jurisdiction and control thereover as provided in said orders, and said highway shall hereafter be known and designated as Foster Boulevard, and said report of said City Engineer is in all respects approved, confirmed and adopted.

Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: That immediate action is necessary in order to consummate the taking over of said county road and provide as speedily as may be done for improving the same, therefore an emergency is hereby declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council NOV 30 1921

GEO. L. BAKER
Mayor of the City of Portland

Attest:



Auditor of the City of Portland.

11-29-21
L-AK
Com. Barbur.