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ORDINANCE NO. _____

(SEWER)

Letter _____ Dist _____ Page **145** File **C4172**

An Ordinance to provide for the time and manner of constructing a ~~XXXX~~

System of Sewers to be known as
THE HOUGHTON STREET AND CURTIS AVENUE SEWER SYSTEM, at the
expense of the property specially benefited by such sewer system.
The City of Portland does ordain as follows:

Section 1. A System of sewers to be known as The Houghton Street and Curtis Avenue Sewer System, shall be constructed as follows:

In Houghton Street from the center line of Curtis Avenue to the sewer in Bayard Street;

In Curtis Avenue from the center line of Hunt Street to the proposed sewer in Houghton Street,

in accordance with the set of plans, specifications and estimates therefor which the Council shall hereafter designate of the sets filed with the Auditor of the City of Portland on the 25th day of January, 1929, one of which sets is endorsed: "Plans, specifications and preliminary estimate of the work to be done, materials to be furnished and the probable total cost of constructing a sewer to be known as the Houghton Street and Curtis Avenue Sewer System with vitrified sewer pipe," and the said other set is endorsed the same, except that "cement sewer pipe" is designated.

Said sewer system shall be constructed with all necessary manholes, lampholes, catchbasins, sewer service pipes and branches, and shall be of the dimensions specified in said plans, specifications and estimates of the City Engineer.

The cost of said sewer system shall be assessed as provided by the Charter and ordinances of the City of Portland upon the property specially and peculiarly benefited thereby, and which is hereby determined and declared to be all the lots, parts thereof and parcels of land within the district bounded and described as follows:

Beginning at a point in the east line of Curtis avenue 50 feet north of the north line of Willis boulevard; thence east parallel with the north line of Willis boulevard 41 feet; thence north to the northeast corner of lot 12, block 1, Trent; thence east to the southeast corner of lot 12, in said block 1; thence north to the northeast corner of lot 13, in said block 1; thence west along the north line of said lot 13 to a point 100 feet east of the east line of Curtis avenue; thence north parallel with the east line of Curtis avenue to a point 50 feet north of the north line of Houghton street; thence west parallel with the north line of Houghton street to a point 100 feet west of the west line of Drummond street; thence south parallel with the west line of Drummond street to a point 50 feet north of the north line of Willis boulevard; thence east to the place of beginning.

The City Engineer's estimate of the probable cost thereof, according to each set of said plans and specifications, is as follows:

Probable total cost according to the set which calls for cement sewer pipe, including the 3 per cent for engineering, etc., is \$3,675.00.

Probable total cost according to the set which calls for vitrified sewer pipe, including the 3 per cent for engineering, etc., is \$3,535.00.

Section 2. That portion of the street necessary to be used for digging the trench shall be cleared of all obstacles (except gas and water mains) at the expense of the contractor, who shall, after the pipe is laid and the trench filled, replace the pavement and all portions of the street improvements disturbed, leaving the street in as good order as the same was when the work was begun, except such portions as the Council may direct to be omitted for the purpose of making other improvements.

Section 3. The contractor shall take and have entire charge of the work during its progress, and shall be responsible for any loss or accident resulting from carelessness or neglect, and the said sewer improvement shall be completed to the satisfaction of the Council of the City of Portland.

Section 4. The sewer improvement provided for in this Ordinance shall be completed within the time fixed by the Council, and the contract shall contain a provision that for each day required to complete said contract, after the expiration of the time fixed for its completion, the contractor or contractors shall forfeit to the City of Portland the sum prescribed in Section 6 of Article X of Ordinance No. 32924, as amended by Ordinance No. 33935.

The contract shall contain a stipulation to the effect that the person, firm or corporation to whom the contract shall be let shall look for payment only to the fund to be assessed upon the property liable to pay for such sewer improvement, and collected and paid into the City Treasury for that purpose, and that they will not require the City of Portland by any legal process or otherwise to pay the same out of any other fund, except as provided by the Charter.

The contract shall be subject to the provisions of Ordinance No. 32924, as amended, and of all other Ordinances of the City of Portland applicable thereto.

Section 5. The time for completing the laying and construction of the sewer provided for by this Ordinance shall be 30 days from the date of the awarding of the contract for the aforesaid sewer.

Section 6. The Auditor is hereby directed to advertise for proposals for the construction of the aforesaid sewer.

MAR 13 1929

Passed by the Council

GEO. L. BAKER

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Mayor of the City of Portland.

Geor L. Baker

Attest:
Auditor of the City of Portland.