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GEORGE YERKOVICH, AUDITOR  
CITY OF PORTLAND, ORE.Portland, Oregon, May 15, 1980

GEORGE YERKOVICH  
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. 149620, passed by the Council May 14, 1980, vacating all that portion of N. Blandena Street lying between the southerly extension of the west line of Lot 18 and the east line of Lot 17, both in Block 6, Gay Tract, a duly recorded plat,

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,

[CORPORATE  
SEAL]

\* George L. LaDu

Dorothy M. LaDu

2311 North Blandena, Portland, OR. 97217

Address

APPROVED AS TO FORM

Approved as to form:

Christopher P. Thomas

CITY ATTORNEY  
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.

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JUL 14 9 18 AM 1980

## ACCEPTANCE

GEORGE T. YERKOVICH, AUDITOR  
CITY OF PORTLAND, ORE.

BY \_\_\_\_\_

Portland, Oregon, \_\_\_\_\_ May 15, \_\_\_\_\_ 1980

GEORGE YERKOVICH  
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. 149620, passed by the Council May 14, 1980, vacating all that portion of N. Blandena Street lying between the southerly extension of the west line of Lot 18 and the east line of Lot 17, both in Block 6, Gay Tract, a duly recorded plat,

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,

[CORPORATE  
SEAL]

Kenneth R. Meyers, Jr.

Ruth E. Meyers

2314 North Blandena, Portland, OR. 97217

Address

APPROVED AS TO FORM

Approved as to form:

Christopher P. Thomas

CITY ATTORNEY  
City Attorney

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## ORDINANCE NO. 149620

An Ordinance vacating all that portion of N. Blandena Street lying between the southerly extension of the west line of Lot 18 and the east line of Lot 17, both in Block 6, Gay Tract, a duly recorded plat, under certain conditions.

The City of Portland ordains:

Section 1. The Council finds:

1. George L. and Dorothy M. LaDu and Kenneth R. Meyers, Jr., and Ruth E. Meyers on July 31, 1979 filed a petition to vacate all that portion of N. Blandena Street lying between the southerly extension of the west line of Lot 18 and the east line of Lot 17, both in Block 6, Gay Tract, a duly recorded plat.
2. The petition states the reason for the vacation is to enlarge adjacent yard areas.
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 O.R.S. 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 O.R.S. 271 have been complied with and the Council having held a public hearing finds no objections were made or filed hereto and it is in the public interest that said street be vacated.

NOW, THEREFORE, The Council directs:

- a. All that portion of N. Blandena Street lying between the southerly extension of the west line of Lot 18 and the east line of Lot 17, both in Block 6, Gay Tract, a duly recorded plat, is hereby vacated.
- b. The vacation of the above described street area is granted subject to the following conditions and restrictions:
  - (1) The petitioners pay to the City the sum of \$195.00, being the costs of these vacation proceedings in excess of the minimum \$200.00 filing fee already paid.

- (2) Nothing contained herein shall cause or require the removal or abandonment of any sewer 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 feet from the centerline of any such utility, except with the prior written consent of the City Engineer and the 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 hereinafter reconstructed, renewed, replaced and/or enlarged.
- (3) That the north 43 feet of the portion of N. Blandena proposed for vacation is reserved for future construction and maintenance of City water mains and sewer lines.
- (4) That the petitioners pay all costs of cutting and plugging an existing 2 inch diameter water main, in addition to paying all costs of relocating existing water services as required by the Chief Engineer, Bureau of Water Works.
- (5) That in the event the petitioner fails to fully comply with the above conditions within 6 months after the effective date of this ordinance, said ordinance will then be subject to repeal by the Council.

Section 2.

- a. Petitioners shall file with the Auditor a document, which has been approved by the City Attorney, accepting the terms and conditions hereof.



## ORDINANCE No.

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- b. The City Auditor shall, at the expense of the petitioners, 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.

AS FOLLOWS:

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1669  
Calendar No. 1565

## ORDINANCE No. 149620

Title

An Ordinance vacating all that portion of N Blandena Street lying between the southerly extension of the west line of Lot 18 and the east line of Lot 17, both in Block 6, Gay Tract, a duly recorded plat, under certain conditions.

(C-9230)

MAY 7 1980

PASSED TO THIRD READING MAY 14 1980

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Ivancie	1	
Jordan	1	
Lindberg	1	
Schwab	1	
McCreedy	1	

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCreedy	

Filed MAY 2 1980

GEORGE YERKOVICH  
Auditor of the CITY OF PORTLAND

By Donald J. Varyas  
Deputy

INTRODUCED BY	
Order of Council	
NOTED BY THE COMMISSIONER	
Affairs	
Finance and Administration	
Safety	
Utilities	
Works	<u>ML/ST</u>
BUREAU APPROVAL	
Bureau: Street & Structural Engineering	
Prepared By: SK	Date: 4/25/80
Carl Short	
Budget Impact Review:	
<input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required	
Bureau Head: <u>Donald J. Varyas</u>	
David J. Varyas, Acting Bureau Chief	
NOTED BY	
City Attorney	
City Auditor	<u>SC</u>
City Engineer	
APPROVED: John M. Lang	
Acting City Engineer	
By: <u>Donald J. Varyas</u>	