

ORDINANCE NO. 74242

(SEWER)

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An ordinance to provide for the time and manner of constructing a sewer in North Princeton Street, from 95 feet westerly of the westerly line of North Tyler Avenue to the sewer in North Mohawk Avenue, at the expense of the property especially benefited by such sewer.

The City of Portland does ordain as follows:

Section 1. A Sewer shall be constructed in North Princeton Street, from 95 feet westerly of the westerly line of North Tyler Avenue to the sewer in North Mohawk Avenue,

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 6th day of July, 1946, 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 in North Princeton Street from 95 feet westerly of the westerly line of North Tyler Avenue to the sewer in North Mohawk Avenue with cement sewer pipe, and the said other set is endorsed the same, except that 'with cement sewer pipe' is designated.

Said sewer shall be constructed with all necessary manholes, lamp-holes, catchbasins, sewer service pipes and branches, and shall be of the dimensions specified in said plan, specifications and estimates of the City Engineer.

The cost of said sewer 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 southeasterly line of North Mohawk Avenue, 100 feet northeasterly of the northeasterly line of North Princeton Street which point is the most northerly corner of Lot 5, Block 5, Adams Addition; thence southeasterly to the most easterly corner of said lot 5; thence to the most northerly corner of lot "Q", St. Johns Heights; thence southeasterly along the northeasterly line of said lot "Q" to the northeasterly line of North Tyler Avenue; thence southeasterly along the northeasterly line of North Tyler Avenue to a point 65 feet northeasterly of the northeasterly line of North Willamette Blvd; thence northwesterly parallel with the northeasterly line of North Willamette Blvd to the southeasterly line of North Mohawk Avenue; thence northeasterly 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 6% for engineering, etc., is \$111.00.

Probable total cost according to the set which calls for vitrified sewer pipe, including the 6% for engineering, etc., is \$141.00.

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 60 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.

AUG 28 1940

Passed by the Council

JOSEPH K. CARSON, Jr.

Mayor of the City of Portland.
Will E. Gibson

Attest:

Auditor of the City of Portland.

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(SEWER)

PROVIDING

Time and Manner of Constructing Sewer in

North Princeton Street, from
95 feet westerly of the west-
erly line of North Tyler Ave.
to the sewer in North Mohawk
Avenue.

Compared R & P
Council 8/14/40

WAB ✓

X Bowes

Referred to Commissioner of Public Works

AUG 14 1940

Read first and second times and up for
third reading **9:30 A.M. AUG 28 1940**

Filed **AUG 29 1940**

Will E. Gibson.
AUDITOR OF THE CITY OF PORTLAND
R. S. IVEY

By

Deputy.

THE FOLLOWING IS THE OFFICIAL VOTE ON THE FOREGOING ORDINANCE		
	YEAS	NAYS
BENNETT	/	
BOWES	/	
CLYDE		
RILEY	/	
CARSON	/	