

Ordinance No. 80410

An Ordinance amending Section 2 of Ordinance No. 80081, entitled, "An Ordinance changing from zone I to zone II, lots 11 and 12, Paradise Park Addition (petitioned for by Lawrence Cook, 1749 N. W. 31st Avenue, Portland, Oregon, being property comprising an area of approximately 88 by 119 feet, located on the S.E. corner of S.E. 51st Avenue and S.E. Stark street, subject to certain conditions, restrictions and limitations", passed by the Council July 13, 1944, to provide for the planting of screening hedge in proper season, permitting the use of hedge plants for said planting less than three feet in height, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. The Council finds that Ordinance No. 80081, entitled, "An Ordinance changing from zone I to zone II, lots 11 and 12, Paradise Park Addition (petitioned for by Lawrence Cook, 1749 N. W. 31st Avenue, Portland, Oregon, being property comprising an area of approximately 88 x 119 feet, located on the S.E. corner of S.E. 51st Avenue and S.E. Stark street, subject to certain conditions, restrictions and limitations", passed by the Council July 13, 1944, required that certain screening hedges be planted three feet high within ninety days of the passage of said ordinance; the Council further finds that the Bureau of Park has advised that to require the planting of shrubs three feet high during the growing season would make the maintenance of such a screening hedge unduly difficult and would probably necessitate replanting of portions of said hedge; now, therefore, section 2 of said Ordinance No. 80081 be and the same is hereby amended to read as follows:

Section 2. Said rezoning is allowed and made upon the following conditions, restrictions, and limitations: (1) that the petitioner Lawrence Cook shall and will before January 1, 1945 have completed the development of said property in compliance with the recommendations of the City Planning Commission that said property shall be appropriately landscaped for parking purposes by the planting of screening hedges to mask the parking activities from the residential developments immediately adjacent thereto; (2) that said screening hedges shall, as originally planted, be of such a size as will within two years' time attain a height of three feet, and shall thereafter be maintained not less than three feet in height; (3) That the development of said property, except as to height of said hedge, be wholly completed before January 1, 1945; (4) that said property shall not be used for "drive-in" or parking purposes until developed in manner and placed in a condition satisfactory to the City Council; (5) that if upon inspection after January 1, 1945 the Council shall not be satisfied that all and singular the terms, provisions,

limitations, restrictions, and reservations herein stated have been fully met and complied with, this ordinance shall be subject to repeal without notice to said petitioner, or to any other person or persons whomsoever; and (6) that within 30 days from the date of passage of this ordinance, said Lawrence Cook shall sign and file with the Auditor pro tem a document approved as to form by the City Attorney, accepting the terms and conditions of this ordinance.

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: In order that arrangements may be made for and the hedge planting completed before January 1, 1945, it is desirable that this ordinance become immediately effective; 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, OCT 19 1944

R. E. Riley

Mayor of The City of Portland

ATTEST:

John F. Schmaier

Auditor pro tem of The City of Portland

R. S. L.

Com'r. Bowes

10-13-44

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Ordinance No. 80410

Amending Section 2 of Ordinance No. 80081, entitled, "An Ordinance changing from zone I to zone II, Lots 11 and 12, Paradise Park Addition (petitioned for by Lawrence Cook, 1749 N.W. 21st avenue, Portland, Oregon, being property comprising an area of approximately 88 x 119 feet, located on the S.E. corner of S.E. 52nd avenue and S.E. Stark street, subject to certain conditions, restrictions and limitations", passed by the Council July 13, 1944, to provide for the planting of screening hedge in proper season, permitting the use of hedge plants for said planting less than three feet in height, and declaring an emergency.

N.A.B.

THURSDAY

THE FOLLOWING IS THE OFFICIALLY FILED FOR THE CITY OF PORTLAND	
NAME	DATE
BOWES	
COOP	
LEE	
PETERSON	
RILEY	

Filed OCT 21 1944

Albert G. Rose
 ALBERT G. ROSE
 of the CITY OF PORTLAND

By _____ ELBERT G. ROSE
 Deputy