

Ordinance No. 81867

An Ordinance granting a revocable permit to Albina Engine & Machine Works, 2103 N. Clark St., to use the driveway leading to the sewage pumping plant at the foot of S.W. Ankeny St. for the purpose of loading and unloading ship fittings from December 6, 1945 to December 15, 1945, both dates inclusive, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. It appearing to the Council that Albina Engine & Machine Works, agents of the United States Maritime Commission under permit granted by Ordinances 78444 and 79850, have applied for permission to use the roadway leading to the sewage pumping plant at the foot of S.W. Ankeny St. for the purpose of loading and unloading ship fittings at the seawall from December 6, 1945 to December 15, 1945, both dates inclusive, in connection with ship repair work being done by said Company in the area set forth in the said Ordinances 78444 and 79850, and that the granting of the desired permit under certain conditions for the said period of time will not be detrimental to the public interest. Therefore, a revocable permit is hereby granted to Albina Engine & Machine Works (hereinafter referred to as the grantee) to use the roadway leading to the sewage pumping plant at the foot of S.W. Ankeny Street for the purpose of loading and unloading ship fittings from December 6, 1945 to December 15, 1945, both dates inclusive, this permit being granted subject to the following terms and conditions:

(a) The grantee shall not permit more than one vehicle to enter upon the said roadway at the same time, and no such vehicle shall carry a load exceeding five tons in weight.

(b) The grantee shall plank in a manner satisfactory to the City Engineer, all portions of the roadway which are of concrete construction and any other portions of said roadway which the City Engineer may require before any vehicle shall enter in upon the said area.

(c) The grantee shall not pile or store materials of any nature in or along the said roadway or in the area surrounding the sewage pumping plant.

(d) The grantee shall not permit the boom of any crane or hoisting device to swing within a distance of 15 feet from the sewage pumping plant building.

e) Within ten days from the date hereof, the grantee shall pay to the City Treasurer a rental charge of \$200.00, the said amount to be credited to the U. S. Highway W-99 Bond Fund, four-tenths thereof to be paid to the State Highway Commission pursuant to the agreement between said Commission and the City.

(f) The grantee shall file with the Auditor of the City of Portland a good and sufficient bond in the penal sum of \$25,000, approved by the City Attorney as to form and by the Mayor as to sufficiency, conditioned that all of the terms of this ordinance will be faithfully and punctually complied with, and that upon the termination of the permit hereby granted for whatever cause, the grantee shall at its own sole risk and expense remove all obstructions of whatever nature placed in the said area or on the said roadway, and shall restore said area, roadway, seawall and appurtenances to a condition as good as that existing at the time this permit shall become effective in such a manner as shall be required by and to the satisfaction of the City Engineer excepting incidental damage not resulting from the use of the premises by the grantee but including usual wear and tear. In addition to said bond, said grantee shall without expense to the City, insure for the benefit of the City to the full amount of not less than \$100,000, all of the property embraced within or affected by this permit, including the seawall and all property, real, personal or mixed to which it lends or may hereinafter lend, give or afford support. Said policy shall be subject to the approval of the City Attorney as to form.

(g) This permit shall not become effective until the grantee has filed with the City Auditor a document satisfactory to the City Attorney accepting the terms and conditions hereof.

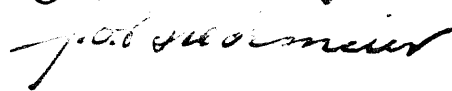
(h) The grantee shall hold the City of Portland, the City Engineer, and each and all of the officers and employees of said City free and harmless from any claims for damages to persons or property which may be occasioned by any operation, construction and/or maintenance carried on under the permit hereby granted.

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 the privileges herein granted may become available to the grantee on December 6, 1945; 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 DEC 6 1945


Mayor of the City of Portland

Attest:


Auditor Pro Tem of the City of
Portland

E. S.
Com'r. Bowes
12-5-45
GJL chv

Ordinance No. 81867

An Ordinance granting a revocable permit to Albina Engine & Machine Works, 2103 N. Clark St., to use the driveway leading to the sewage pumping plant at the foot of S.W. Ankeny St. for the purpose of loading and unloading ship fittings from December 6, 1945 to December 15, 1945, both dates inclusive, and declaring an emergency.

APPROVED

DEC 5 1945

By L. G. Apperson
Chief Civil Engineer
Reg. Prof. Engr. 219

W.A.B.

4/5

W.A.B.

K.L.C.

E.R.

F.L.P.

D.M.L.

APPROVED

DEC 5 1945

By Ben S. Morrow
City Engineer
Reg. Prof. Engr. No. 1152

Filed DEC 8 1945

John S. Morrow
of the City of PORTLAND
DEPUTY CITY ENGINEER

By _____ Deputy