

ORDINANCE NUMBER 1404

AN ORDINANCE PROVIDING FOR CONSTRUCTION OF AN ADEQUATE STREET AND ALL OTHER APPURTENANCES TO STREET CONSTRUCTION ON 36TH AVENUE BETWEEN SHERRETT AND ROSWELL STREETS, IN THE CITY OF MILWAUKIE, OREGON, AS SET OUT IN THE ATTACHED LEGAL DESCRIPTION MARKED EXHIBIT "A".

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. That adequate curbing, grading, and asphaltic concrete surfacing, sidewalks, and all appropriate appurtenances be constructed on 36th Avenue between Sherrett and Roswell Streets in the City of Milwaukie, as more particularly set out in Exhibit "A" and by this reference made a part hereof.

Section 2. Said construction shall substantially conform to the plans and specifications therefor, now on file or to be filed with the City Recorder of the City of Milwaukie, Oregon, which plans and specifications, by this reference are made a part of this ordinance, and which plans and specifications were adopted and referred to by Resolution Number 13-1977, by the City Council, Milwaukie, Oregon, dated March 21st, 1977.

Section 3. That the properties liable for assessment of the said improvement district shall be the following lots or fractions of lots:

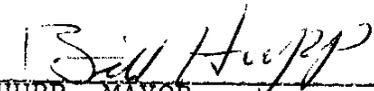
Lots 8, 9, and 10, Block 3, and  
Lots 9 and 10, Block 2, Walnut Addition, and  
Tax Lots 100, 200, 300, 400, 500, 600, and 700  
Township 1 South, Range 1 East, Section 25AB.

Section 4. That on this ordinance taking effect, the City Manager without delay, shall give notice inviting bids for the construction of said street, and all appurtenances.

Read the first time this 2nd day of October, 1978, and moved to second reading by unanimous vote of the City Council.

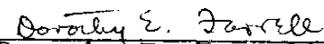
Read the second time and adopted by the City Council this 2nd day of October, 1978.

Signed by the Mayor this 2nd day of October, 1978.

  
BILL HUPP, MAYOR

ATTEST:

APPROVED AS TO FORM:

  
Dorothy E. Farrell, Recorder

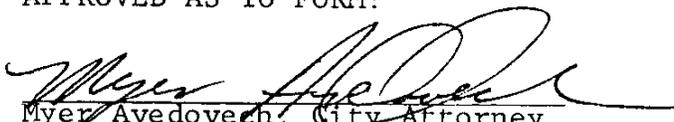
  
Myer Avedovech, City Attorney

EXHIBIT A

Beginning at the SW corner of Lot 8, Block 3, WALNUT ADDITION a duly recorded subdivision in Clackamas County, Oregon; thence N.  $1^{\circ}06'$  E. 189.01 feet, more or less, to the northwest corner of Lot 10, Block 3, WALNUT ADDITION thence S.  $86^{\circ}41'30''$  W. 39.91 feet, more or less, to the southeast corner of Lot 15, Block 3, replat of Cole Addition a duly recorded subdivision in Clackamas County; thence N.  $0^{\circ}13'$  E. 619.06 feet, more or less, along the east line of replat of Cole Addition and its extension to its intersection with the Clackamas County line; thence easterly along Clackamas County line 185.05 feet, more or less, to the east right of way line of SE 36th Avenue; thence southerly along east right of way line of SE 36th Avenue 1052.5 feet, more or less, to its intersection with the north line of SE Roswell Street thence westerly along north line of SE Roswell Street 123.15 feet, more or less, to the southwest corner of Lot 9, Block 2, WALNUT ADDITION, thence northerly along the west line of Lots 9 and 10, Block 2, WALNUT ADDITION, 200 feet, more or less, to the northwest corner of said Lot 10, Block 2; thence northerly 52 feet, more or less, to the southwest corner of Lot 8, Block 3, WALNUT ADDITION and the point of beginning.