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ORDINANCE NUMBER 359

AND ORDINANCE AMENDING ORDINANCE NO. 481; and changing the boundaries as established by Ordinance No. 481; and creating a zoned park area; The City of Milwaukie does ordain as follows:-

Section 1. That the following area be and it hereby is changed from Zones 3R-1 and 3R-2 to Zone 2.

1. All that tract of land which lies East of Main Street, as now dedicated West of the present boundary of Zone 2 as it parallels the westerly right of way line of the Southern Pacific Company's Tillamook Branch line, South of the present southerly boundary of Zone 2; and North of the southerly boundaries of a certain tract of land conveyed by the City of Milwaukie to Northwest Investment Co., a co-partnership, by deed recorded in Book 444, page 631 of the deed records of Clackamas County, Oregon

2. All of that tract of land heretofore conveyed by the City of Milwaukie by the United by deed recorded in Book 415, page 243 of the Deed Records of Clackamas County, Oregon that lies East of County Road No. 887, commonly known as River Road, and West of Johnson Creek

Section 2. That the following area heretofore zoned for Park purposes, be changed to Zone 1;

All that tract of land heretofore conveyed to the City of Milwaukie by the United States of America by deed recorded in Book 415, page 243 of the deed recorded of Clackamas County, Oregon that lies east of Johnson Creek and west of Highway 99E, commonly known as McLaughlin Boulevard.

Section 3. That the following area heretofore zones as 3R-1 be and the same hereby is zones as a City Park to be preserved in its natural state;-

1. All those certain premises conveyed to the City of Milwaukie by the United States of America that lies south of those certain premises conveyed to the Northwest Investment Co., a co-partnership, by deed recorded in Book 444, page 631 of the deed records of Clackamas County, Oregon and east of Main Street as now dedicated; excepting therefrom the following;-

Beginning at a concrete monument which is N. 89° 42' 20" E. 510.28 feet distant from a concrete monument set in the easterly line of McLaughlin Boulevard and the southerly line of a tract of land conveyed to the City of Milwaukie by the United States of America by deed recorded in Book 415, page 243 of the deed records of Clackamas County, Oregon; running thence due north 19.52 feet; thence N. 88° 16' 20" E. 100.00 feet to a point; thence S. 2° 25' 40" E. 130.00 feet, more or less, to a point in the southerly line of said tract conveyed by deed recorded in Book 415, page 243; thence S 88° 16' 20" W. along the southerly line of said tract to a stone marked with a cross; thence N. 2° 25' 40" W. a distance of 110.48 feet to the point of beginning; together with an easement of way 30 feet in width extending from said tract to 23rd Street, Milwaukie, Oregon.

Section 4. That the following areas heretofore zones as 3R-1 be and the same hereby are zones as 3R-2 Special.

Beginning at a point on the North line of Washington Street, where the same intersects the division line between the husband and wife part of the Lot Whitcomb Donation Land Claim; thence easterly along the northerly line of Washington Street to the northeasterly line of Elmer Street; thence southeasterly along the northeasterly line of Elmer Street to the northwesterly line of Oak Street; thence northeasterly along the northwesterly line of Oak Street to the southwesterly line of Campbell Street; thence north easterly along the southeasterly line of Campbell Street to the Southerly line of Monroe Street, thence westerly along said side of Monroe Street a distance of 480 feet to a point; thence northerly to a point on the southerly side of Harrison Street which is 100 feet westerly from the westerly right-of-way line of the Southern Pacific Company, main lien; thence westerly along the southerly line of Harrison Street to the division line between the husband and wife's halves of the Lot Whitcomb Donation Land Claim; thence southerly along said division line to the point of beginning.

Also beginning at a point where the easterly line of 32nd Street intersects the Northerly line of the City Limits of the City of Milwaukie; thence easterly along the northerly line of said City Limits 760 feet to a point; thence southerly to a point on the northerly line of Harrison Street which is 240 feet easterly of the easterly line of 34th Street; thence westerly along the northerly line of Harrison Street to the southeast corner of Lot 2, Block 1, Leo's First Addition; thence northerly along the easterly line of said Lot 2

AN ORDINANCE AMENDING ORDINANCE NO. 481; and changing the boundaries of zones as established by said Ordinance No. 481; and creating a zoned park area.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. That the following area be and it hereby is changed from Zones 3R-1 and 3-R-2 to Zone 2.

1. All that tract of land which lies east of Main Street as now dedicated, West of the present boundary of Zone 2 as it parallels the westerly right of way line of the Southern Pacific Company's Tillamook Branch line, South of the present southerly boundary of Zone 2; and North of the southerly boundaries of a certain tract of land conveyed by the City of Milwaukie to Northwest Investment Co. a co-partnership by deed recorded in Book _____, Page _____ of the Deed Records of Clackamas County, Oregon.

2. All that tract of land heretofore conveyed to the City of Milwaukie by the United States of America by Deed recorded in Book 415 Page 243 of the Deed Records of Clackamas County, Oregon that lies East of County Road No. 887, commonly known as River Road, and west of Johnson Creek.

Section 2. That the following area heretofore zoned for Park purposes, be changed to Zone 1.

1. All that tract of land heretofore conveyed to the City of Milwaukie by the United States of America by deed recorded in Book 415 page 243 of the Deed Records of Clackamas County, Oregon that lies east of Johnson Creek and west of Highway 99E known as McLoughlin Boulevard.

Section 3. That the following area heretofore zoned as 3-R-1 be and the same hereby is zoned as a City Park to be preserved in its natural state:

1. All those certain premises conveyed to the City of Milwaukie by the United States of America that lies South of those certain premises conveyed to the Northwest Investment Co. a co-partnership, by deed recorded in Book _____ page _____ of the Deed Records of Clackamas County, Oregon and east of Main Street as now dedicated; excepting therefrom the following:-

Beginning at a concrete monument which is N. 89 deg. 42' 20" E. 510.28 feet distant from a concrete monument set in the easterly line of McLoughlin Boulevard and the southerly line of a tract of land conveyed to the City of Milwaukie by the United States of America by deed recorded in Book 415 page 243 of the Deed Records of Clackamas County, Oregon; running thence due north 19.52 feet; thence N. 88 deg. 16' 20" E. 400.00 feet to a point; thence S. 2 deg. 25' 40" E. 130.00 feet, more or less, to a point in the southerly line of said tract conveyed by deed recorded in Book 415, Page 243; thence S. 88 deg. 16' 20" W. along the southerly line of said tract to a stone marked with a cross; thence N. 2 deg. 25' 40" W. a distance of 110.48 feet to the point of beginning; together with an easement of way 30 feet in width extending from said tract to 23rd Street, Milwaukie, Ore.

Section 4. That the following areas heretofore zoned as 3-R-1 be and the same hereby is zoned as 3-R-2 SPECIAL.

Beginning at a point on the north line of Washington Street, where the same intersects the division line between the husband and wife's parts of the Lot Whitcomb Donation Land Claim; thence easterly along the northerly line of Washington Street to the northeasterly line of Elmer Street; thence southeasterly along the northeasterly line of Elmer Street to the northeasterly line of Oak Street; thence northeasterly along the northeasterly line of Oak Street to the southwesterly line of Campbell Street; thence Northwesterly along the southwesterly line of Campbell Street to the Southerly line of Monroe Street 480 feet to a point; thence northerly to a point on the Southerly side of Harrison Street which is 100 feet westerly from the westerly right-of-way Line of the Southern Pacific Company, main line; thence westerly along the southerly line of Harrison Street to the division line between the husband and wife's halves of the Lot Whitcomb Donation Land Claim; thence southerly along said division line to the point of beginning.

Also beginning at a point where the easterly line of 32nd Street intersects the northerly line of city limits of the City of Milwaukie; thence easterly along the northerly line of said City limits 760 feet to a point; thence southerly to a point on the northerly line of Harrison Street which is 240 feet easterly of the easterly line of 34th Street; thence westerly along the northerly line of Harrison Street to the southeast corner of Lot 2, Block 1, Leo's First Addition, thence northerly along the easterly line of said Lot 2 to the northeast corner thereof; thence westerly, ^{along the northerly} line of said Lot 2 and the extension thereof, thence westerly to the easterly line of 32nd Street; thence northerly along the easterly line of 32nd Street to the northerly line of Llewellyn Street; thence easterly along the northerly line of said Llewellyn Street to the Southeast corner of Lot 1 Block 2, Leo's First Addition; thence northerly along the easterly ~~of~~ line of said Lot 1 and extension thereof northerly 250 feet; thence west to the easterly line of 32nd Street; thence northerly along the easterly line of 32nd Street to the point of beginning.

Passed by the Council of Milwaukie this 24 day of Sept 1951

Attest Ellen Merten Recorder Approved by the Mayor this 25 day of Sept 1951
Fred Sparr Mayor

to the northeast corner thereof; thence westerly along the northerly line of said Lot 2 and the extension thereof westerly to the easterly line of 32nd Street; thence northerly along the easterly line of 32nd Street to the northerly line of Llewellyn Street; thence easterly along the northerly line of said Llewellyn Street to the southeast corner of Lot 1, Block 2, Leona's First Addition; thence northerly along the westerly line of said Lot 1 and extension thereof northerly 250 feet; thence west to the easterly line of 32nd Street; thence northerly along the easterly line of 32nd Street to the point of beginning.

Section 5; It is hereby expressly provided that the use of any premises within said R-2 Special zone for any purposes other than single family residence, shall be by express permission of the Planning Commission; and that any person aggrieved by the decision of the Planning Commission may appeal therefrom to the City Council for a further hearing and final decision.

Passed by the Council this 24th day of September, 1951.

Approved by the Mayor this 24th day of September, 1951.


Fred Sperr, Mayor

ATTEST.


Ellen Martin, Recorder.