

MEETING OF MAY 24, 1954

COUNCIL CHAMBER

845th MEETING

The eight hundred forty-fifth regular meeting of the Council of Milwaukee was held on the twenty-fourth day of May, 1954

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan, Councilmen Shook, Clay, Klein and Wright; Manager Sperr, Attorney Kirkpatrick and Recorder Martin.

The minutes of the eight hundred forty-fourth regular meeting of the Council, held on the tenth day of May, 1954 were approved as written.

Ordinance Number 598 was taken up and read in full for its first reading. It was moved by Wright and seconded by Shook that Ordinance Number 598 be passed to its second reading. Motion carried and so ordered.

It was moved by Shook and seconded by Wright that the following Resolution be adopted.

RESOLUTION NUMBER 8-1954

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF MILWAUKIE TO CONSTRUCT CURBS AND SIDEWALKS ALONG BOTH SIDES OF 29th STREET, FROM ITS INTERSECTION WITH HARRISON STREET SOUTHERLY TO ITS INTERSECTION WITH WASHINGTON STREET, WHERE NONE NOW EXIST AND WHERE THEY DO EXIST BUT DO NOT CONFORM TO CITY STANDARDS AS TO ALIGNMENT, GRADE OR QUALITY

WHEREAS, the Council of Milwaukee deems it expedient to construct, repair and relay all curbs and sidewalks, where none now exist or where such as do exist do not conform to city standards as to alignment, grade or quality, along both sides of 29th Street from its intersection with Harrison Street southerly to its intersection with Washington Street, and between the following termini:

Beginning at the intersection of 29th Street with the southerly line of Harrison Street, running thence southerly to the intersection of said 29th Street with the northerly line of Washington Street.

AND WHEREAS, the Council has required from the City Engineer, plans and specifications for the appropriate improvement to accomplish the above, and an estimate of the work to be done;

AND WHEREAS, the City Engineer has heretofore filed such plans, specifications and estimates in the office of the City Recorder,

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Milwaukee, that the above mentioned plans, specifications and estimates of the City

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Engineer, now on file with the Recorder, are found to be satisfactory and hereby are approved.

BE IT FURTHER RESOLVED that the Council of the City of Milwaukie does declare its intention and purpose to make such improvement, the location and kind of improvement being as follows:

By the construction of certain curbs and sidewalks along both sides of 29th Street, along the following lines and termini:-

Beginning at the intersection of said 29th Street with the southerly line of Harrison Street, thence along said 29th Street to its intersection with the northerly line of Washington Street; and to do all things necessary in the construction of said curbs and sidewalks; all to be done in accordance with the plans and specifications now on file in the office of the City Recorder, which said plans and specifications are hereby referred to and made a part of this resolution

Said curbs and sidewalks to be constructed wherever none now exist and where they do exist but do not conform to the standards established by the City Engineer as to grade, alignment or quality.

The City Engineer's estimate of the probable cost of such improvement is the sum of \$2,347.26

That the district liable to be assessed for said proposed improvement is as follows:-

Beginning at the Northeasterly corner of Lot "H", Block 1, Miller's Addition; running thence westerly along the southerly line of Harrison Street to the Northwesterly corner of Lot "G" said Block 1; thence Southerly along the westerly line of said Lot "G" and the extension thereof, southerly to the Southwesterly corner of Lot 9, Block 1, Karlen's Addition; thence southerly across Monroe Street to the Northwesterly corner of Lot 30, Block "A", Kerr and Shindler Addition; thence southerly along the westerly line of said Lot 30 and the extension thereof, thence Southerly to the Southwesterly corner of Lot 3, in said Block "A"; thence easterly along the northerly line of Washington Street to the southeasterly corner of Lot 6 Block "B", Kerr and Shindler Addition; thence northerly and parallel with the easterly line of said 29th Street to the southerly line of Harrison Street; thence Westerly along the southerly line of Harrison Street to the point of beginning.

That the City Engineer's estimate for the cost of each front foot for curbs was the sum of \$1.30 per lineal foot; That the City Engineer's estimated cost for each square foot of sidewalk, where the same will be constructed or reconstructed is \$0.35 per square foot; and that the Engineer's estimate for the cost of each square foot of driveway where the same will be constructed is \$0.50

That an assessment will be levied on all lots and parcels of land within the said proposed improvement district, where said curbs will be constructed or reconstructed in proportion to the amount to which each lot or parcel of land will be benefitted, and where sidewalks or driveways will be constructed or reconstructed, in proportion to the amount that each lot or parcel of land will be benefitted.

BE IT FURTHER RESOLVED, that written remonstrance against said proposed improvement may be filed with the City Recorder on or before the 14th day of June, 1954

BE IT FURTHER RESOLVED, that the Chief of Police of Milwaukie shall, within ten days from the adoption of this Resolution, give notice of the adoption hereof, by posting a notice headed with the title "NOTICE OF CURB AND SIDEWALK WORK" in three public and conspicuous places along said portion of 29th Street, which said notice shall contain a copy of this Resolution, and shall specify the time in which remonstrances against the proposed improvement may be filed with the City Recorder; and that the Council will hear remonstrances as may be filed on the 14th day of June, 1954, at the hour of 8:00 o'clock P.M. in the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon.

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AND WHEREAS it is necessary that said improvement be made as soon as possible so as to take advantage of weather and other conditions in the construction of said improvement; now therefore an emergency is declared to exist and this resolution shall go into full force and effect immediately after its passage.

ADOPTED THIS 24th DAY OF MAY, 1954

(Signed) Leonard B. Mullan  
Leonard B. Mullan, Mayor

ATTEST:

Ellen Martin  
Recorder

Motion carried and so ordered.

Mr. Ed. Bolander came before the Council and requested a parking space, for his Taxi, on Monroe Street, west of Main Street. The matter was referred to the Traffic Committee.

It was moved by Wright and seconded by Shook that the rules be suspended and that Ordinance Number 598 be read for its second reading and that it be read by title only. Motion carried and so ordered.

Ordinance Number 598 AN ORDINANCE providing for the improvement of 31st Street by the construction of curbs and sidewalks along both sides thereof, where none now exist and where they do exist but do not conform to City standards as to grade, alignment or quality; from its intersection with Elmer Street southerly to its southerly terminus, and declaring an emergency, was taken up and read by title only, for its second reading and put on its passage with the following results being had: Ayes: Mullan, Shook, Clay, Klein and Wright. Nays: None. Ordinance Number 598 passed the Council and was so declared by the Mayor.

A group of citizens interested in the divider which is proposed to control traffic at the intersection of McLoughlin Blvd, Scott Street and River Road. The group was advised that Mr. Crandall, of the State Highway Department, had proposed the divider, and were referred to him.

Mr. E.E. Vonderahe, General Superintendent of Portland Traction Co. and Mr. Ben Rossiter, Engineer for Portland Traction Co. came before the Council and discussed with them the matter of approximately 200 feet of the City's eight inch water pipe line running along the north boundary of Kellogg Park which lies either under or very close to the right-of-way being transferred to the Portland Traction Co. After considerable discussion it was moved by Wright and seconded by Shook that the City accept \$825.00 from Portland Traction Co. as estimated damage or maintenance cost caused by running their spur track over and close to the City's Pipe Line. Motion carried and so ordered.

The following Resolution from the Milwaukie Planning Commission, was read.

WHEREAS: The United States of America, acting by and through the Public Housing Administration, are about to remove all dwellings from the following tract of land situate in the City of Milwaukie, County of Clackamas and State of Oregon, described as follows:-

All that part of Kellogg Park which lies South of Ochoco Street; west of Johnson Creek, North of land conveyed by the United States of America to the City of Milwaukie by deed recorded in Book 415, Page 243, and east of County Road No. 887, commonly known as the River Road;

AND WHEREAS said tract of land has heretofore been zoned as Residential Zone 3-R-1

AND WHEREAS the removal of all of said dwellings will make said tract suitable for industrial use; especially so since the Portland Traction Company

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is now constructing a spur track along the noetherly boundary thereof, which said spur, with proper additions, will serve said tract.

AND WHEREAS, immediately west of said tract is highly developed residential district, and should be protected from industries that may be unsightly and obnoxious for other reasons

BE IT THEREFORE RESOLVED, that the Planning Commission of the City of Milwaukie makd the following recommendation to the Council of the City of Milwaukie.

That Ordinance Number 481 be amended so as to change the above described tract from Residential Zone 3-R-1 to Zone 2, Industrial, but subject to the following restrictions:-

In addition to all restrictions contained in Paragraph 2 of Section 16 of Ordinance Number 481, that the following restrictions be imposed.

That the following uses be expressly prohibited:- Junk yards, Wrecking yards, wood or coal yards.

Prohibit the storage of bulk above ground of any liquid fuels, coal products, or petroleum Products.

Also require that all raw materials, semi finished and finished products, all machinery and equipment, be inclosed within walls and under roof, provided that suitable parking areas may be provided employees and customers.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the City Council

Adopted this 18th day of May, 1954

It was moved by Klein and seconded by Wright that the Attorney prepare an ordinance amending Ordinance No. 481 as recommended by the Planning Commission and that the same restrictions be applied to the east side of Kellogg Park. Motion carried and so ordered.

It was moved by Klein and seconded by Shook that Attorney Kirkpatrick prepare an amendment to Ordinance No. 561 providing that a sewage disposal maintenance charge be made for non-water users in Milwaukie and further to set up a sewage disposal rate fee for schools, churches etc. Motion carried and so ordered.

The Council approved the oiling of certain streets as recommended by the City Manager. Mr. Sperr.

It was moved by Shook and seconded by Clay that the following bill be approved and that warrant-checks be drawn for the payment of same.

State Industrial Accident Commission	\$118.78
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Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

*Ellen Martin*  
Recorder.