

34657

RESOLUTION NO. 2534

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A RESOLUTION AUTHORIZING THE KLAMATH WORK ACTIVITY CENTER OF 903 RICHMOND STREET, KLAMATH FALLS, OREGON, TO ENCROACH UPON A PORTION OF THE VINE STREET RIGHT-OF-WAY.

WHEREAS, the Klamath Work Activity Center of 903 Richmond Street, Klamath Falls, Oregon has petitioned the City Council of the City of Klamath Falls, Oregon, to grant an encroachment permit, and

WHEREAS, the Klamath Work Activity Center proposes to construct a 3" A.B.S. drain line along the southerly right-of-way line of Vine Street from a point 105 feet westerly of the northeast corner of Lot 19, Block 5, Industrial Addition to the westerly right-of-way line of Richmond Street, and

WHEREAS, the City Council of the City of Klamath Falls, Oregon through its own investigation has determined that an encroachment permit may be granted to the Klamath Work Activity Center to construct the 3" A.B.S. drain line within the right-of-way of Vine Street without unduly or significantly affecting the City's best interests.

NOW, THEREFORE, THE CITY OF KLAMATH FALLS, OREGON, RESOLVES AS FOLLOWS:

The Klamath Work Activity Center of 903 Richmond Street, Klamath Falls, Oregon is hereby authorized to encroach upon the Vine Street right-of-way as described below:

That portion of Vine Street right-of-way adjacent to and extending easterly of Lots 19 through 24, Block 5 and Lots 28 through 32, Block 6 of the Industrial Addition to the City of Klamath Falls, Oregon, as shown on the attached map, marked Exhibit "A".

Said encroachment shall be granted under the following provisions:

1. Said permission shall carry a non-refundable fee of twenty-five dollars (\$25.00).
2. Said permission shall be revocable upon written notice by the City of Klamath Falls within a reasonable time limit and it shall be non-exclusive.
3. The Klamath Work Activity Center or future owners of the property at Vine Street shall hold the City of Klamath Falls and its authorized representatives harmless from claims for damage to personal property placed within the encroachment area which occurs as a result of the City's subsequent use at said encroachment area.
4. The Klamath Work Activity Center or future owners of property at Vine Street shall be responsible for damages to any person injured whose injury is caused by said encroachment. The owner, or future owners, shall take all reasonable precautions to insure the safety of the public upon the affected portion of the Vine Street right-of-way.
5. The City shall file an encroachment permit with the County Clerk.
6. The plans and specifications be submitted to the Department of Public Works for final approval.
7. Construction to be done under the supervision of the Department of Public Works.

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Passed by the Common Council of the City of Klamath Falls, Oregon, this 15th day of August, 1977.

Presented to the Mayor and by him approved and signed this 15th day of August, 1977.


Mayor

ATTEST:


Recorder

STATE OF OREGON,)
COUNTY OF KLAMATH,) ss.
CITY OF KLAMATH FALLS.)

I, Harold Derrah, Recorder for the City of Klamath Falls, Oregon, do hereby certify that the above and foregoing is a true and correct copy of a resolution duly adopted by the City Council of the City of Klamath Falls, Oregon, at a regular meeting held on the 15th day of August, 1977, and thereafter approved by the Mayor and attested by the City Recorder.


Recorder

ACCEPTANCE

The undersigned does hereby accept the terms and conditions of this resolution.

Dated this 23rd day of August, 1977.


Timothy A. Bailey, President
Klamath Work Activity Center

STATE OF OREGON, COUNTY OF KLAMATH, ss.

Filed for record at request of CITY OF KLAMATH FALLS, OREGON

this 24th day of AUGUST, A.D. 19 77 at 3:51 o'clock P.M., and

fully recorded in Vol. M77 of DEEDS on Page 15643

FEE \$ 6.00

W. D. MILNE, County Clerk

