

Resolution #232 ✓

By the Hon. Board

Declaring the necessity to improve Dale Avenue from Dawson Avenue to Pasadena Avenue.

Whereas the owners of more than three-fourths of the property fronting and abutting upon Dale Avenue from Dawson Avenue to Pasadena Avenue, in the Village of Berkeley, Cal., have filed their written petition with the council of said village praying such council to pass necessary legislation therefor, and to improve Dale Avenue between the points above named by grading, curbing and paving the roadway with brick, asphalt, bituminous, tarmac, concrete, or some other form of permanent improvement, constructing sewers necessary to furnish proper drainage for such improvement and making water and sanitary sewer connections to the lots and lands fronting and abutting thereon, and further praying and consenting that the entire cost of said improvement, except such portion thereof, as is chargeable by law against said village, be assessed by the first frontage upon the lots and lands bounding east abutting upon said Dale Avenue between said points. Whereas said petitioners and each of them consent and request that said assessments be levied or collected without reference to the value of the property of the subscribers and waive all benefits to the statutory limitation assessments to thirty-three and one-third percent (33 1/3%) of the actual value of the property assessed.

Now therefore be it resolved between the council of the village of Berkeley, state of Cal.

Section 1

That it is necessary to improve said Dale Avenue from Dawson Avenue to Pasadena Avenue, by grading, curbing and paving the roadway with brick, asphalt, bituminous, tarmac, concrete, or some other form of permanent improvement; constructing sewers necessary to furnish proper drainage for such improvement, and making water and sanitary sewer connections from the water main and sanitary sewer in said Avenue to the lots and lands fronting and abutting thereon, in accordance with the plans, specifications, estimates and profiles of said proposed improvement prepared by the engineers of said village, which plans, specifications, estimates and profiles are hereby approved and are now on file with the clerk of said village.

Section 2

That the grade of said Avenue as improved shall be as shown on the plans and profiles aforesaid and the grade of the curb shall be as follows, to-wit:

North Side.

Commencing at the east line of Dawson Avenue at Sta. 0+00 and at an elevation of 106.66 thence east with a 1.10% ascending grade to Sta. 3+00

elevation 109.96 thence with a 0.60% descending grade to the west line of Cassady Ave. Sta. 555.1 elevation 108.43.
South curb.

Same elevations on north curb. Vertical curves to be used at all breaks in the grade. All above elevations are referred to Village Datum.

Section 3 That the whole cost of said improvement less one-fiftieth ($\frac{1}{50}$) thereof, and the cost of interest thereon shall be assessed by the foot frontage upon the following described lots and lands, to wit:
All lots and lands bounding and abutting upon said proposed improvement, which said lots and lands are hereby determined to be specially benefited by said improvement, and in an amount equal to their cost thereof.

Section 4 That the assessments as to be levied shall be paid in ten equal annual installments with interest on deferred payments, at a rate not exceeding six per cent. (6%) per annum.

Section 5 That bonds of said village shall be issued in anticipation of the collection of the assessments by installments, and in an amount equal thereto.

Section 6 That the remainder of the entire cost of said improvement shall be paid by the issue of bonds of said village in the manner provided by law.

Section 7 This resolution to take effect and be in force from and after the earliest period allowed by law.

I, E. W. Radwick, Clerk of the Village of Exley, State of Ohio, do hereby certify that there is no newspaper published in said municipality, and that publication of the foregoing resolution was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the council as follows: Main Street & Parkview Ave., Main Street & College Ave., Main Street & Buxel Ave., Broad Street & Buxel Ave., and Parkview Ave. & Platte Ave., each for a period of fifteen days commencing on the 15th day of July 1914.

E. W. Radwick
Clerk of the Village of Exley, Ohio