

## RESOLUTION NO. 319

By Mr. F. H. Bennet.

Declaring it necessary to improve Seneca Park Place between Dawson Avenue and Cassady Avenue.

WHEREAS, the owners of all of the lots and lands fronting, bounding and abutting on Seneca Park Place, between Dawson Avenue and Cassady Avenue, in the Village of Bexley, Ohio, have filed with the council of said village their written petition for the improvement of said Seneca Park Place, and

WHEREAS, by the terms of said petition, said owners consent and agree "That the entire cost of said improvement except only such portion thereof as is by law chargeable against the Village, may be assessed and collected in equal annual installments in proportion to the whole assessment in the manner which may be fixed by the Council ", and

WHEREAS, said owners also "consent and request that said assessments be levied and collected without reference to the value of the property" of said owners "and waive all benefits of the provision of Section 3918 of the General Code limiting assessments to thirty-three and one-third per cent of the value of the property assessed for any and all purposes within the period of five years; and also waive all benefits of the provisions of Sections 3814, 3818 and 3895 of the General Code providing for the service and publication of notice of the proceedings for the construction of said improvement and the making and levying of the assessment therefor".

NOW THEREFORE, be it resolved by the council of the Village of Bexley, State of Ohio:

Section 1. That it is necessary to improve Seneca Park Place between Dawson Avenue and Cassady Avenue in said village, by grading, curbing and improving the roadway with brick, asphalt, bitulitine, tarvia concrete or some other form of permanent improvement, constructing the necessary storm sewers to furnish proper drainage for such improvement, constructing a six inch water line with necessary fire hydrants in said avenue between the points aforesaid, and making water connections therefrom to the lots and lands fronting and abutting thereon, in accordance with the plans, specifications, estimates and profiles of the proposed improvements prepared by the engineers of said village and now on file in the office of the village clerk, which plans, specifications, estimates and profiles hereby are approved.

Section 2. That the grade of said avenue as improved shall be

the grade shown by and upon the plans and profiles aforesaid, and the grade of the curbs shall be as follows, to-wit:

**North and South Curbs--**

Beginning at the east property line of Dawson Avenue, Station 0+00 and elevation 108.28; thence easterly with a 0.356% ascending grade to the west property line of Cassady Avenue, Station 5+52.5 and elevation 110.25

Above elevations refer to Village Datum.

Section 3. That the whole cost of said improvement, less one-fiftieth (1/50) thereof and the cost of intersections, shall be assessed in proportion to the benefits which may result from said improvement upon the following described lots and lands to-wit: All of the lots and lands bounding, fronting and abutting upon said proposed improvement, which said lots and lands hereby are determined to be specially benefited by said improvement and in an amount equal to that part of the estimated cost thereof hereby determined to be assessed thereon.

Section 4. That the assessments so to be levied shall be paid in not less than nine or more than ten equal annual installments, with interest on the deferred payments at the same rate as shall be borne by the bonds to be hereafter issued in anticipation of the levy and of the collection of such assessments.

Section 5. That bonds of said village shall be issued in anticipation of the levy and of the collection of said assessments, in an amount sufficient to pay that portion of the estimated cost of said improvement hereinbefore determined to be assessed upon the property fronting and abutting thereon.

Section 6. That the remainder of the cost of said improvements shall be paid either from the proceeds of bonds of said village issued in the manner provided by law, or from the street improvement funds of said village.

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

Adopted December 29, 1922.

Attest:

*W. W. Rederick*  
W. W. Rederick, Clerk

*Stephen E. Ludwig*

S. E. Ludwig, Mayor

I, S. W. Rederick, Clerk of the Village of Bexley, 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 and Parkview Avenue, Main Street and College Avenue, Main Street and Drexel Avenue, Broad Street and Drexel Avenue and Parkview Avenue and Platte Avenue, each for a period of fifteen days commencing on the 2nd. day of January, 1923.

*W. W. Rederick*  
Clerk of the Village of Bexley, Ohio