

RESOLUTION NO. 324. ✓

By Mr. Phelps.

Declaring it necessary to construct a certain part of the sewers in sanitary Sewer District No. 4.

WHEREAS, the owners of ^{all of} the lots and lands fronting and abutting upon a public easement or right of way shown and described upon the plat of Seneca Park Place Addition to the Village of Bexley, Ohio, between streets designated on said plat as "Seneca Park Place" and "Elm Avenue" have filed with this council their written petition asking for the construction of a sanitary sewer therein, 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 provisions 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, 3878 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 construct a certain part of the sanitary sewers hereinafter described, provided for in an amended general plan for a system of sanitary sewers in said village designated as sewer district No. 4, adopted by the council on March 15th, 1921, and now on file in the office of the village clerk;

That the portion of the work provided for on the plans of said district which it is hereby determined to construct will be conducive to the Public Health, Convenience and Welfare, and is as follows:

"An eight (8) inch sanitary sewer in an easement or right of way shown and dedicated for said purpose upon the duly accepted and recorded plat of Seneca Park Place Addition to said Village between Cassady Avenue and Dawson Avenue and midway between streets shown upon said Plat and designated "Seneca Park Place" and "Elm Avenue"."

Section 2. That said sewer shall be constructed of vitrified pipe, with brick manholes and iron covers, in accordance with the plans, specifications, estimates and profiles therefore hereby duly approved and on file in the office of the village clerk.

Section 3. That the whole cost of said improvement shall be assessed in proportion to the benefits which may result therefrom upon the following described lots and lands, to-wit:

"All of the lots and lands, fronting, bounding and abutting upon said easement or right of way between the points aforesaid, except such as may now have adequate sewerage."

Section 4. That the assessments so to be levied shall be payable in five (5) substantial equal annual installments with interest on the deferred payments at the same rate as shall be borne by the bonds issued in anticipation of the levy and of the collection of said assessments.

Section 5. That bonds of said village may be issued in anticipation of the levy and of the collection of said assessments by installments, and in an amount sufficient to pay the estimated cost of said improvement.

Section 6. This resolution shall take effect and be in force from and after the earliest period allowed by law.

Adopted January 9, 1923.

Attest:

S. W. Roderick
S. W. Roderick
Clerk

Stephen E. Ludwig
S. E. Ludwig,
Mayor

I, S. W. Roderick, 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, 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 13th day of January, 1923.

S. W. Roderick
Clerk of the Village of Bexley, Ohio