

RESOLUTION NO. 428.

By Mr. C. R. Lowrie.

Declaring it necessary to improve Broad Street between Parkview Avenue and a point four hundred (400) feet west of the west line of Cheek Brothers Addition in the Village of Bexley, by constructing an eight (8) inch water line with necessary fire hydrants.

WHEREAS, the owners of three-fourths or more in interest of all the lots and lands fronting, bounding and abutting on Broad Street from Parkview Avenue to a point four hundred (400) feet west of the west line of Cheek Brothers Addition in the Village of Bexley, Ohio, have filed with the Council of said Village their written petition for the improvement of said street between said points, by constructing therein an eight (8) inch water line with necessary fire hydrants in said street, and

WHEREAS, said owners in said petition 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 upon their respective properties 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 agree that said assessments shall be levied and collected without reference to the value of their property and waive all benefits of the provisions of Section 3819 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 making and levying of assessments 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 Broad Street between Parkview Avenue and a point four hundred (400) feet west of the west line of Cheek Brothers Addition in the Village of Bexley, by constructing an eight (8) inch water line with necessary fire hydrants therein 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 improvement prepared by the Engineer of said Village and now on file in the office of the Village Clerk, which plans, specifications, estimates and profiles are hereby approved.

Section 2. That the grade of said street as improved, pursuant to

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this resolution, shall be the grade shown by and upon the plans and profiles aforesaid.

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

Being all of the lots and lands bounding, fronting and abutting upon said proposed improvement, except Lot No. 6 of Block 9 of Bullitt Park Addition 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 cost thereof hereby determined to be assessed thereon.

Section 4. That the assessments so to be levied shall be paid in five 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 collection of such assessments.

Section 5. That said village may borrow money and issue notes due and payable not later than two years from the date of issue, in anticipation of the levy of said special assessments and of the issuance of bonds in anticipation of the collection thereof as provided in Section 3914 of the General Code of Ohio. Said notes shall not exceed in amount that portion of the estimated cost of the improvement for which said special assessments are to be levied.

Section 6. That bonds of said Village shall be issued, in anticipation of the collection of said assessments, in an amount sufficient to pay that portion of the cost of said improvement hereinbefore determined to be assessed upon the property fronting and abutting thereon.

Section 7. That the remainder of the cost of said improvements shall be paid from the proceeds of bonds of said village issued in the manner provided by law.

Section 8. This resolution shall take effect and be in force from and after the earliest period allowed by law.

Adopted July 22, 1924.

Attest:

*S. W. Roderick*  
S. W. Roderick,  
Clerk

*S. 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 Avenue, Main Street and Drexel Avenue, Broad Street and Drexel Avenue and Parkview Avenue and Flatte Avenue, each for a period of fifteen days commencing on the 28th day of July, 1924.

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