

AN ORDINANCE NO. 494.

By Mr. Phelps.

Determining to proceed with the improvement of Bexley Drive from the north line of the property of The Columbus, Newark and Zanesville Electric Ry. Co., said line also being the north line of the no. 1 of John Hikes Subdivision to Livingston Avenue.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BEXLEY, STATE OF OHIO:

Section 1. That it is hereby determined to proceed with the improvement of Bexley Drive between the north line of the property of The Columbus Newark and Zanesville Electric Ry. Co., said line also being the north line of lot no. 1 of John Hikes subdivision and Livingston Avenue in said village, by grading, curbing and improving the roadway with brick, asphalt, bitulitane, concrete, or some other form of permanent improvement, constructing the necessary storm sewers to furnish proper drainage for such improvement; constructing an eight inch sanitary sewer and a six inch water line with necessary fire hydrants, in said drive between the points aforesaid, and making sanitary sewer and water connections from said sanitary sewer and water line to the lots and lands fronting and abutting thereon in pursuance of a resolution No. 366 declaring it necessary to improve said drive, adopted December 11, 1923, and in accordance with the plans, specifications, estimates and profiles heretofore filed with this council, and heretofore approved.

Section 2. That all claims for damages resulting therefrom shall be judicially inquired into after the completion of the proposed improvement, and the solicitor hereby is authorized and directed to institute proceedings in a court of competent jurisdiction to inquire into such claims.

Section 3. That the whole cost of said improvement, less one-fiftieth (1/50) thereof and the cost of intersections shall be specially 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 between the points aforesaid, 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 special 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 collection of such assessments.

Section 5. That said village may borrow 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 estimated cost of said improvement hereinbefore determined to be assessed upon the property fronting and abutting thereon.

Section 7. That the village's portion of the cost of said improvement shall be paid from the proceeds of bonds, issued by said village in the manner provided by law.

Section 8. That the clerk be and hereby is authorized and directed to advertise for bids for the construction of said improvement according to law.

Section 9. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Adopted April 15, 1924.

Attest:

S. W. Rodrick
S. W. Rodrick,
Clerk

S. E. Ludwig
S. E. Ludwig,
Mayor

I, S. W. Rodrick, 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 ordinance 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 Klatue Avenue, each for a period of fifteen days commencing on the 15th day of April, 1924.

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