

AN ORDINANCE NO. 776.

By Mr. R. J. Wheaton.

Granting permission to William D. Fulton Jr. to drain premises north of Broad Street and west of Parkview Avenue into the open ditch on Clifton Avenue.

WHEREAS, William D. Fulton, Jr. is the owner of a tract of land in the Village of Bexley, Ohio, situate between Broad Street and Clifton Avenue and west of Parkview Avenue, the same being a portion of the former Fulton's Sessions Place Addition, which premises he is improving by constructing streets therein preparatory to building thereon; also is the owner of another certain tract lying between the above described premises and Clifton Avenue upon which premises he now resides, and

WHEREAS, there are no storm sewers providing drainage for said premises, but drainage can be supplied therefor by draining the same north across Clifton Avenue into the open ditch now running along the north side of Clifton Avenue to Alum Creek, and

WHEREAS, said William D. Fulton has presented to Council in writing a waiver on behalf of himself, his heirs and assigns, agreeing that in consideration of the Village granting to him permission to drain said premises across Clifton Avenue and into said open ditch and to lay tile therein at this time, that when said Village shall construct a storm sewer to provide for carrying away the water now brought to said open ditch by existing sewers, or by sewers that may hereafter be drained therein, the above said premises may be assessed for its proper proportion of the cost of said sewer, and waiving the right to claim exemption from such assessments on the ground that said premises may already have adequate drainage, NOW, THEREFORE:

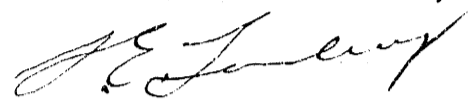
BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BEXLEY, STATE OF OHIO:

Section 1. That said William D. Fulton Jr. in consideration of said waiver and of said agreement, is hereby granted permission to drain said premises hereinabove described across Clifton Avenue and into said open ditch, and to lay tile therein at this time for the drainage of the above mentioned premises; that said work shall be done at his own expense and under the supervision of the street commissioner of the Village and shall be maintained by him without cost to the Village; that said Village hereby reserves the right to remove said tile in Clifton Avenue at such time as it may construct storm sewers therein, or the best interest of the Village may require the same.

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Section 2. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed Spet 14, 1926.



S. E. Ludwig.

Mayor.

Attest: S. W. Hoderick

Clerk.