

AN ORDINANCE NO. 865.

By Mr. D. W. Kerr.

To amend Ordinance No. 807, levying special assessments for the improvement of Denver Avenue from Drexel Avenue to Ashbourne Road.

WHEREAS, on the 6th day of February, 1927, the Council of the Village of Bexley, Ohio, duly passed an Ordinance No. 807, to levy special assessments for the improvement of Denver Avenue from Drexel Avenue to Ashbourne Road, whereby certain assessments were levied upon the lots and lands bounding and abutting upon said improvement as in said ordinance specifically set forth, which said ordinance and assessments were duly certified to the County Auditor of Franklin County, Ohio, for collection, all without any objection being filed thereto by said abutting property owners as provided by law, and

WHEREAS, Charles J. Pretzman, Ruth B. Campion, Flora A. Griffith and The Forrest Realty Company, being the owners of all the lots and lands bounding and abutting upon said improvement, have filed with this Council an agreement entered into among themselves to the effect that they are of the opinion that said assessments so levied are not entirely according to the benefits resulting from said improvement upon their respective lots and lands and agreeing among themselves upon a modification of said assessments as hereinafter more specifically shown and requesting Council to modify said assessments in accordance with their said agreement, and further agreeing that this ordinance, amending said former assessments, be certified to the County Auditor for the collection of said assessments and agreeing that said assessments as so amended shall be paid as the respective installments thereof shall become due, and

WHEREAS, Council is of the opinion that said request for the amendment of said assessments, as agreed upon between said respective property owners, should be made and certified to the County Auditor for collection in accordance with said agreement, NOW, THEREFORE:

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

Section 1. That in accordance with the above agreement and request of all of the abutting owners upon Denver Avenue between Drexel Avenue and Ashbourne Road, Ordinance No. 807, levying special assessments for the improvement of Denver Avenue from Drexel Avenue to Ashbourne Road, passed

February 8th, 1927, and the assessments therein provided for be amended to read as follows, to-wit:

That the assessment of the cost and expense of improving Denver Avenue from Drexel Avenue to Ashburne Road by grading, curbing and improving the roadway thereof with asphalt, constructing sewers and drains necessary to furnish proper drainage for such improvement, and constructing water lines with necessary fire hydrants and erecting street signs, pursuant to and in accordance with an Ordinance No. 758, determining to proceed with said improvement, passed by Council on the 13th day of June, 1926, amounting in the aggregate to Ten Thousand One Hundred and Fifty Dollars (\$10,150.00) together with interest to the 1st day of October, 1927, in the sum of One Hundred and Fifty Dollars, being a total of Ten Thousand, Three Hundred Dollars (\$10,300.00) as reported to the Council on the 22nd day of December, 1926, by the Board heretofore appointed to estimate said assessments, notice of filing of which assessments has been given as required by law as said reported assessments have been modified and agreed to by said property owners hereinabove recited, be, and the same are hereby, adopted and confirmed; and that there be, and is hereby, levied and assessed upon the lots and lands bounding and abutting upon said improvements, the several amounts as agreed upon between said property owners, which said assessments, together with the description of said lots and lands, are as follows, to-wit:

<u>Name</u>	<u>Addition</u>	<u>Lot No.</u>	<u>Assessment</u>
Pretzman, Charles J.	Bullitt Park	Blk 5 No. 1	\$1,022.07
Campion, Ruth B.	" "	" 4 " 18	1,022.07
Griffith, Flora A.	Stanbery Place	" 19	1,062.51
Forrest Realty Co., The	" "	" 20	1,062.52
" " "	" "	" 72	1,532.71
" " "	" "	" 73	1,532.71
" " "	" "	" 86	1,532.71
" " "	" "	" 87	1,532.70
			10,300.00

And it is hereby determined and declared by this Council that said lots and lands are each benefited by said improvement in an amount equal to the assessment hereby levied thereon, and that said assessments are in proportion to the special benefits.

Section 2. That the total assessment against each lot or parcel of land shall be paid in cash within thirty days from and after the passage of this ordinance at the option of the owner, in nine annual installments with interest at the rate of 5% per annum, from October 1st, 1927. All cash payments shall be made to the Treasurer of said Village. All assessments and installments there remaining unpaid at the expiration of said thirty days shall be certified by the Clerk to the Auditor of Franklin County, Ohio, as provided by law to be by him placed upon the tax duplicate for collection as other taxes are collected.

Section 3. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Attest: *[Signature]*
Clerk.

[Signature]
Mayor.
[Signature]
President of Council