

AN ORDINANCE NO. 969.

By. Mr. R. J. Wheaton.

Determining to proceed with the improvement of Park Hill Drive from Westland Avenue to Park Drive.

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 Park Hill Drive from Westland Avenue to Park Drive, by grading, curbing and paving the roadway thereof with brick, asphalt, concrete or some other form of permanent improvement, constructing the necessary sewers or drains to furnish proper drainage for said improvement and erecting street signs, in accordance with a Resolution No. 739, declaring it necessary to improve said street, adopted Sept. 25 1928, and in accordance with the plans, specifications, estimates and profiles hereto approved and now on file in the office of the Village Clerk..

Section 2. That all claims for damages resulting from said improvement shall be judicially inquired into after the completion of the improvement, and the solicitor is hereby 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 and abutting upon said proposed improvement between the points aforesaid, which said lots and lands are hereby 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; and the cost of said improvement shall include the expense of the preliminary and other surveys and of printing and publishing the notices, resolutions and ordinances required, and the serving of said notices, and cost of construction, together with interest on bonds issued in anticipation of the collection of deferred assessments, and all other necessary expenditures.

Section 4. That the special assessments so to be levied shall

be paid in not less than nine nor 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; provided that the owner of any property assessed may, at his option, pay such assessment in cash within thirty days after the passage of the assessing ordinance.

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 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.

Passed Nov. 13, 1928.

I, S. W. Roderick, Clerk of the Village of Bexley, 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 five 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 Platte Avenue, each for a period of fifteen days, commencing on the 15th day of November, 1928.

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