

AN ORDINANCE NO. 1035.

By Mr. F. Bonnet.

Granting leave and permission to The Ohio Bell Telephone Company to construct and maintain conduits for underground wires in Broad Street from the west corporation line to a point east of Stanwood Road in the Village of Bexley, Ohio.

Whereas, The Ohio Bell Telephone Company has made application in writing to the Council of the Village of Bexley, State of Ohio, for the right to construct and maintain an underground conduit for underground wires in Broad Street from the west corporation line to a point east of Stanwood Road in said Village, and has filed its plans, specifications and drawings thereof with the Clerk showing the location, depth and plan of construction of said proposed conduit, and

Whereas, the Council is of the opinion that said application should be granted and permission given to said Company to construct said underground conduit according to said plans and specifications, NOW, THEREFORE:

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

Section 1. That said The Ohio Bell Telephone Company, its successors and assigns, be and are hereby granted the right and permission to construct, maintain, repair and operate an underground conduit for the placing of underground wires in Broad Street from the west corporation line to a point east of Stanwood Road, as shown upon the plans, specifications and drawings heretofore filed with the Village Clerk.

Section 2. Said The Ohio Bell Telephone Company, its successors and assigns, shall comply with the following requirements, conditions and agreements in constructing, maintaining and repairing said conduit, to-wit:

(a) The trench over line of conduit to be thoroughly compacted by tamping or flushing.

(b) The existing macadam driveway on the north side of the street to be restored to its original condition.

(c) Where existing improved streets (streets having concrete foundations) are cut, the excavated material to be removed and the trench completely and thoroughly filled with bank run gravel which shall be thoroughly compacted by tamping or flushing.

(d) The requirements of the preceding section shall apply to the trench across the macadam drives at the Bexley Circle.

(e) New concrete foundations shall be of 1:3:5 proportions, six (6) inches in thickness and the width of the foundations restored shall not be less than two (2) feet wider than the width of trench.

(f) The wearing surfaces, over the line of said conduit, of all streets cut in the construction, maintenance and repair of said conduit shall be restored by said Company by using the same kind of materials as was used in the original construction of said streets, and shall be of the same thickness, and same shall be maintained in a condition satisfactory to the Village Council for a period of one year from the date of restoration.

(g) Lawns disturbed during construction shall be restored to their original condition and shall be seeded or sodded if necessary to accomplish this result, to the satisfaction of the Village Council.

(h) All underground structures damaged shall be repaired and restored to the satisfaction of the Street Commissioner.

(i) Said Company shall place necessary and proper notices, signs and lights, warning the public against any dangerous condition of the street during the progress of said construction, and shall save the Village harmless from any and all damages, or claims for damages, caused by or growing out of injuries to person or property resulting from said construction.

Section 3. The right is hereby reserved to the Village of Bexley to use free of cost one duct in said conduit for such future underground service as said Village may desire, provided, however, the nature of such service to be such as will not, by reason of proximity to the wires of said Company, interfere with the proper operation thereof, and as will not be in conflict with any public laws or regulations governing the installation of such underground systems.

Section 4. This ordinance shall take effect and be in force from and after the earliest period allowed by law, and after the filing with the Village Clerk of the written acceptance thereof by said The Ohio Bell Telephone Company.

Passed January 28, 1930.

Attest: *S. W. Borerick*
Clerk.

R. J. Wheaton
President of Council.

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FORM 115
SUBJECT ESTIMATES - Specific - Estimate 5395 - East Broad Street Conduit.

THE OHIO BELL TELEPHONE COMPANY

IN YOUR REPLY
PLEASE REFER TO 2-E-1

Columbus, Ohio, February 1, 1930.

Mr. S. W. Roderick,
Clerk of Council,
Village of Bexley,
Bexley, Ohio.

Dear Sir:

The ordinance passed by Council January 28th and forwarded to us with your letter of January 30th is acceptable to us and this letter may be taken as the acceptance requested in your letter.

We wish to thank the Council and yourself for your interest and cooperation in this matter.

Yours truly,

HMB:NC

F. M. Stephens
Vice President & General Manager

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