

ORDINANCE NO. 4-33

By Mr. C. L. Crippen.

Granting permission to Ed. R. Reeves and Alice R. Reeves to remove certain portions of curb and to construct driveways to filling station to be erected at the northeast corner of Main Street and Cassady Road.

Whereas, Ed. R. Reeves and Alice R. Reeves, being the owners of one hundred feet off of the south end of Lots Nos. 376 and 377 of Bexley Park Addition, upon which they are about to construct a gasoline filling station and have made application to the council of the City of Bexley for permission to construct two driveways across the sidewalk area on Main Street and two driveways across the sidewalk area on Cassady Road, giving access to said filling station, and

Whereas, they represent that it will be necessary to remove the curb now at the entrance of each of said proposed driveways, and have asked permission of council to remove the same, and whereas, council is of the opinion that said permission should be granted subject to the conditions hereinafter contained, Now, Therefore,

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

Section 1. That permission be and hereby is granted to Ed. R. Reeves and Alice R. Reeves to construct and maintain two driveways over the sidewalk area fronting on Main Street and two driveways over the sidewalk area on Cassady Road to said one hundred feet off of the south end of Lots Nos. 376 and 377 of Bexley Park Addition for access to and from a filling station to be erected thereon, and that the present curbing now at said proposed driveways may be removed by the said owners of said premises subject to the following stipulations and agreements, to-wit:-

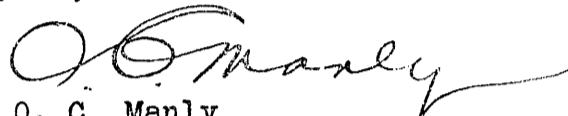
That none of said openings so to be made in the present curb shall exceed thirty feet, nor will the amount of curb left between said openings be less than thirty feet; the curbs at the sides of the driveways shall be connected with the street curbs by a curb with not less than three feet radius; care will be used so that the drain tile beneath the curbing will not be disturbed, nor shall the pavement along the curb be damaged; the present grade of the gutters across the driveways shall be maintained; the combined concrete curb and gutter on Cassady Road will be cut only at the joints, and if the proposed openings do not fit the present joints, full length blocks will be removed and new pieces of concrete curb and gutter built to accommodate the thirty foot openings; where the driveways cross the street lighting cables, said cables shall for the full width of the driveways, be encased with $3\frac{1}{2}$ inch fiber conduits surrounded with 4 inches of 1:7- $\frac{1}{2}$ concrete; any damage to the drain tile, pavement, sidewalks, cables, or adjoining curb, will be repaired by said owners to the full satisfaction of the Street Commissioner of the City of Bexley.

It is further stipulated and by the acceptance hereof agreed to by said owners, their heirs and assigns, that if said premises shall cease to be used for the purpose of said filling station, or for other purpose requiring the use of said driveways, then said driveways shall be abandoned and said owners, their heirs, administrators, or assigns, shall within ninety days thereafter replace said curbing to its present line and grade, said replacement to be constructed with first class material of the same kind or type in place at the time of the granting of this permit, or of such type as may then exist at the time of said replacement, said replacement to be made to the satisfaction of the Street Commissioner of the City of Bexley.

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

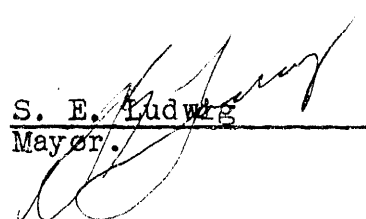
providing the said Ed. R. Reeves and Alice R. Reeves, for themselves, their heirs and assigns, shall within thirty days from the date of passage of this ordinance file their written acceptance of the rights and privileges herein granted and agree to be bound by each and all of the terms, conditions, provisions and requirements of this ordinance.

Passed February 14, 1933.


O. C. Manly
President of Council.

Attest: 
S. W. Roderick
Clerk.

Approved February 14, 1933.


S. E. Ludwig
Mayor.

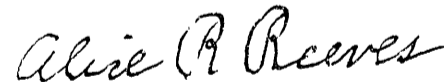
Bexley, Ohio,
February 14th , 1933.

The undersigned, Ed. R. Reeves and Alice R. Reeves, for themselves, their heirs and assigns, hereby accept all the rights and privileges granted in the foregoing ordinance No. 4-33, and hereby agree to be bound by each and all of the terms, conditions, provisions and requirements of said ordinance.

(Signed) E. R. Reeves



(Signed) Alice R. Reeves



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