

RESOLUTION NO. 5-37

By Mr. R. J. Wheaton.

To provide for lighting Bryden Road between Remington Road and Gould Road, and Bexley Park Road between Remington Road and Gould Road, in the City of Bexley, Ohio, and for levying and collecting special assessments therefor.

Whereas, more than three-fourths in interest of the owners, being also the owners of more than 60% of the foot frontage of the property abutting upon Bryden Road between Remington Road and Gould Road, and Bexley Park Road between Remington Road and Gould Road, have petitioned in writing for the construction of a lighting system in the streets hereinabove named, and in the manner hereinafter described, therein agreeing and consenting that the entire cost of said improvement may be assessed and collected in equal annual installments proportionate to the whole assessment upon each street, in the manner which may be fixed by council, and further therein consenting and requesting that said assessments be levied and collected without reference to the value of the property of said subscribers thereto, and therein waiving all the benefits of the provisions of Section 3819 of the General Code limiting assessments to 33 1/3% of the value of the property assessed for any and all purposes within the period of five years; and further waiving all benefits of the provisions of the General Code providing for the service and publication of any and all notices of the proceedings for the construction of said improvement and the making and levying of assessments therefor, NOW, THEREFORE:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BEXLEY, STATE OF OHIO:
Three-fourths of all members elected thereto concurring:

Section 1. That it is hereby declared to be necessary to provide for lighting Bryden Road between Remington Road and Gould Road, and Bexley Park Road between Remington Road and Gould Road, in the City of Bexley, Ohio, by laying underground cables, erecting light standards, installing lamps, conduits and other necessary equipment, in accordance with the plans, specifications, estimates and profiles for said system of lighting prepared by the engineers of the City and now on file in the office of the Mayor, which are hereby approved.

Section 2. That the entire cost of constructing and installing said system for lighting said streets and roads shall be

specially assessed in proportion to the benefits which may result from said improvement on all the lots and lands bounding, fronting 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 the cost thereof, which is hereby determined to be assessed thereon.

Section 3. That the assessments to be levied shall be paid in five 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 levy and of the collection of such assessments.

Section 4. That bonds of the City shall be issued in anticipation of the levy and of the collection of said assessments, in an amount sufficient to pay the estimated cost of said improvement, and the notes of the City shall be issued in anticipation thereof.

Section 5. Notice of the adoption of this resolution shall be given to the owners of the lots and lands to be assessed for the payment of the cost and expense of such lighting improvement by posting copies thereof in the five public places in the municipality heretofore designated for the publication of ordinances and resolutions for a period of not less than fifteen days prior to the taking effect thereof, there not being two newspapers of opposite politics printed in the municipality.

Section 6. This resolution shall take effect and be in force from and after the earliest period allowed by law.

Adopted July 13, 1937.

F. H. Bonnet
F. H. Bonnet
President of Council

S. W. Roderick
Attest: S. W. Roderick
Clerk

Approved July 13, 1937

W. A. Schneider
W. A. Schneider
Mayor

I, S.W. Roderick, Auditor of the City of Bexley, Ohio, do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing resolution was duly made by posting true copies there 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, Parkview Avenue and Clifton Avenue and Broad Street and Drexel Avenue, each for a period of fifteen days commencing on the 14th day of July, 1937.

S. W. Roderick
Auditor of the City of Bexley, Ohio