

ORDINANCE NO. 27-38

By Mr. Altmaier:

To provide for entering into an agreement with the City of Columbus, Ohio for the discharge of sewage from the City of Bexley into the sewer system of the City of Columbus, and for the treatment of said sewage, and appropriating money for the cost thereof.

Whereas, the Council of the City of Bexley is desirous of discharging sanitary sewage from the properties in said City of Bexley into the sewer system of the City of Columbus, Ohio, and

Whereas, the Council of the City of Columbus, Ohio did by Ordinance No. 331-37, passed July 23rd, 1937, authorize the Director of Public Service of said City to enter into agreements with cities and villages, subject to the terms and conditions contained in said ordinance, covering such privileges, NOW, THEREFORE:

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

Section 1. That the Mayor and Auditor be and they hereby are authorized and empowered to enter into an agreement with the City of Columbus, Ohio for the discharge of the sanitary sewage from the properties in the City of Bexley into the sewer system of the City of Columbus, Ohio, and for the treatment of said sewage, said agreement to extend for a period of three years from January 1st, 1938 and to be in words and form substantially as follows; to-wit:

"AGREEMENT"

To provide for the discharge of sewage from the City of Bexley, Ohio, into the sewer system of the City of Columbus, Ohio, and for the treatment of said sewage.

WHEREAS, the City of Bexley, Ohio, is desirous of discharging sanitary sewage from properties in said city into the sewer system of the City of Columbus, Ohio; and

WHEREAS, Council of the City of Columbus, Ohio, did by Ordinance No. 331-37, passed July 23, 1937, authorize the Director of Public Service

of said city to enter into an agreement with the cities and villages, subject to the terms and conditions contained in said ordinance covering such privilege; now, therefore,

THIS AGREEMENT MADE AND ENTERED INTO by and between the CITY OF COLUMBUS, OHIO, party of the first part, and the CITY OF BEXLEY, OHIO, party of the second part, providing for the discharge of sewage from the sewer system in the said City of Bexley, Ohio, into the sewer system of said City of Columbus, Ohio, and the treatment of said sewage, WITNESSETH:

That the party of the second part, in consideration of the payments hereinafter agreed to be made to the party of the first part by the party of the second part is hereby granted the right and privilege to discharge sanitary sewage into the sewer system of the party of the first part, subject to the following terms and conditions:

1. The charge shall be based upon the quantity of water delivered to the City of Bexley by the City of Columbus, as measured by the master water meters now installed, or to be installed, plus the quantity of well water entering the sewer system from the wells as measured by water meters acceptable to the Director of Public Service of the City of Columbus; and there shall be charged for each 1,000 cubic feet of water so measured per year, or a period of time equalling a year forty-five and one-half cents (0.455).
2. The provisions of Section 244, Paragraph F and Section 578 of the Columbus Code of 1930 shall apply to all connections to the sewerage system of the City of Bexley just as though said connections were located within the limits of the City of Columbus.

For each and every connection providing drainage for such storm, surface or ground water into the sewer system of said party of the second part, the said party of the second part shall pay a penalty of ten dollars (\$10.00), for each year for each such connection so long as any such connections remain in service.

3. The Director of Public Service of the City of Columbus, Ohio, party of the first part, shall have the right to cause such investigations to be made in the City of Bexley, Ohio, as he deems necessary to verify statements made by the party of the second part relative to the terms of this agreement.
4. The charges herein provided for shall be payable within thirty (30) days after receipt of invoices rendered by the Department of Public Service of said party of the first part.
5. That this agreement shall be in effect and remain in force for a period of three years beginning January 1st, 1938, unless terminated prior thereto because of unforeseen contingencies."

Section 2. That the Mayor having certified in writing to the Auditor that the total amount to become due upon said contract each

year during said three year period is the sum of \$11,500.00, said sum of \$11,500.00 is hereby appropriated from the general fund for the payment to become due under said contract during the year beginning January 1st, 1938 and ending December 31st, 1938.

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

Passed June 14, 1938.

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

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

Approved June 15, 1938.

W. A. Schneider
W. A. Schneider
 Mayor

I, S. W. Roderick, Auditor of the City of Bexley, State of 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 true 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 Clifton Avenue each for a period of fifteen days commencing on the 15th day of June, 1938.

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

