

## RESOLUTION NO. 24-40

By Mr. Kurtz

Confirming the reassessment of installments of assessments due and unpaid under Sections 2293-5j and 2293-5k of the General Code.

Whereas, on September 10th, 1940 council of the City of Bexley, duly adopted Resolution No. 19-40, providing for reassessment of installments of assessments due and unpaid, under Section 2293-5j of the General Code, which resolution recited that the auditor, being the fiscal officer thereof, had on file in his office a list containing the names of the owners of each parcel of land in said City which has been certified delinquent three years or more on which there are delinquent special assessments, together with a tax duplicate description of each parcel and the amount exclusive of penalties, due and unpaid at the close of the June, 1940 tax collection on each and every original special assessment on each parcel; and that bonds have been issued in anticipation of the collection of said special assessments, and all of the annual or semi-annual serial bond maturities which are due and which were issued in anticipation of the collection of special assessments have been paid and retired, and that therefore it is not necessary to refund any bonds in order to reassess the aforesaid due and unpaid part of the installments of such special assessments, and

Whereas, said resolution provided in part as follows:

"That all delinquent, due and unpaid installments of special assessments shown on the list submitted by the fiscal officer shall be and are reassessed under the provisions of Section 2293-5j of the General Code of Ohio. The amount reassessed shall be that amount shown on the list as due in June, 1940, except where such amounts have since been paid in full or contracted to be paid under the provisions of the so-called Whittmore Act and its amendments. In case of partial payment of any assessment shown on said list the remainder only shall be reassessed. Said reassessment shall extend for a period not to exceed ten (10) years from the date of the first installment of said reassessment, which by law may commence at the tax paying period immediately following the tax payment period at which the last installment of the original assessment is due; provided, however, that no reassessment period shall extend longer than fifteen years from the date of said reassessment; and

BE IT FURTHER RESOLVED, That each reassessment shall bear interest at the rate of two-(2) per cent from the date of said reassessment, and shall be payable in substantially equal semi-annual installments."

And whereas, notice was published for two consecutive weeks in the Ohio State Journal, a newspaper of general circulation in the City of Beavley, said publication being on September 18th and September 25th, 1940, in accordance with the requirements of Section 2295-5k, General Code, and requiring owners of real estate and all persons interested therein to take notice that if no objections were filed in writing with the auditor on or before 12:00 o'clock, noon, Eastern Standard Time, on October 10th, 1940, council would confirm said reassessment and certify same to the auditor of Franklin County, Ohio, for levy and collection, and further that objections, if any, filed as therein required, would be heard at the office of the city council at its meeting at 7:00 o'clock, p.m., Eastern Standard Time, on the 22nd day of October, 1940, and

Whereas, no objections were filed by any owners of real estate, or other interested persons, to said reassessment, NOW, THEREFORE:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BEAVLEY STATE OF OHIO:

Section 1. That said reassessment, as contained in said Resolution No. 19-40, and as hereinabove set forth, be the same is hereby confirmed, and that said reassessment shall extend for a period of ten years from the date of the first installment of said reassessment, which by law may commence at the taxpaying period immediately following the tax payment period at which the last installment of the original assessment is due; provided, however, that no reassessment period shall extend longer than fifteen years from the date of said reassessment.

Section 2. That a copy of this resolution be certified to the County Auditor of Franklin County, Ohio, and that like proceedings be had for the levy, certification, payment and collection of said assessments as apply to the levy, certification, payment

and collection of original assessments; that said reassessment list so confirmed shall be recorded in the office of the Auditor of the City of Bexley.

Section 3. This resolution is an emergency measure, necessary for the immediate preservation of the public peace, health and safety, and the same shall go into immediate force and effect.

Adopted October 22, 1940.

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

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

Approved October 22, 1940.

*W. A. Schneider*  
W. A. Schneider  
Mayor

I, S. W. Roderick, Auditor of the City of Bexley, 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 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, Parkview Avenue and Clifton Avenue and Broad Street and Drexel Avenue each for a period of fifteen days commencing on the 23rd day of October, 1940.

*S. W. Roderick*  
S. W. Roderick  
Auditor of the City of Bexley.

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