

ORDINANCE NO. 67-40

By Mr. Harlor

Granting permission to the Shell Oil Company, Inc., to remove curb and construct three 24 foot driveways to premises located at the northwest corner of Main Street and Parkview Avenue.

Whereas, the Shell Oil Company, Inc., is operating a filling station on the premises at the northwest corner of Main Street and Parkview Avenue in the City of Bexley, and has requested permission to remove the necessary curbs and to construct two 24 foot driveways into said premises from Main Street and one 24 foot driveway from Parkview Avenue, and to remove the necessary curb therefor, and Council being of the opinion that permission should be granted in accordance with said request, NOW, THEREFORE:

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

Section 1. That permission be and is hereby granted to the Shell Oil Company, Inc., to construct two 24 foot driveways into the above described premises from Main Street, one thereof to be approximately 6 feet from the east line of said premises and the other to be approximately 65 feet from said east line of said premises, also to construct a 24 foot driveway from Parkview Avenue into said premises, the same to be approximately 5 feet from the south line of said premises, and to remove the necessary curbs along the north side of Main Street and the west side of Parkview Avenue a distance of approximately 35 feet for each of said driveways, and to construct new curbs at the entrance thereto, said curbs being circular with 6 ft. radii on each side thereof; said Company shall construct concrete entrances to said driveways which shall extend from the street pavement to the inside line of the side walk, and for that purpose the necessary portions of the present sidewalk may be removed

so as to make a safe and continuous driveway, as well as concrete sidewalk.

The removing of said curb and the construction of said new curbs and concrete entrance and sidewalk shall be done under the supervision of the engineers and the Superintendent of Streets, and to their satisfaction, and in accordance with the plans and specifications for driveways on file in the office of the Mayor. During the progress of said construction the said Shell Oil Company, Inc., shall place proper warnings and signals to guard the public against danger resulting from said construction.

Section 2. Provided, however, that such permission to remove said curbs and to construct said driveways is conditioned upon the said Shell Oil Company, Inc., agreeing that in the event said premises shall cease to be used for the above purposes, it, or its successors or assigns, will upon request of the Council of said City, and at its or their own expense, restore said curbs to their former location and elevation, and will also restore the surface of the ground and street adjacent thereto to the level existing prior to the removing of said curbs, which said agreement shall be evidenced by its acceptance in writing of the terms of this ordinance.

Section 3. This ordinance shall take effect and be in force from and after the earliest period allowed by law, and the acceptance thereof by said Shell Oil Company, Inc., as hereinabove provided.

Passed November 12, 1940.

S. J. Altman
President of Council
Pro tempore

Approved November 12, 1940.

Attest S. W. Roderick
Clerk

W. A. Schneider
Mayor

The undersigned, Shell Oil Company, Inc., for itself, its successors and assigns, hereby accepts the terms and conditions of the foregoing ordinance and agrees to comply in all respects with the provisions thereof.

November 13, 1940.

SHELL OIL COMPANY, INC.

BY A. E. Martin
Const. Eng.

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 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 13th day of November, 1940.

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

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