

## RESOLUTION NO. 7-42 ✓

By Mr. Betz

to amend Section 4 of Resolution No. 21-41 providing for the improvement of the first alley east of Chelsea Avenue from Main Street to Charles Street, and declaring an emergency.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BEALEY, STATE OF OHIO:

Three-fourths of all members elected thereto concurring:

Section 1. That Section 4 of Resolution No. 21-41 providing for the improvement of the first alley east of Chelsea Avenue from Main Street to Charles Street, in cooperation with the Work Projects Administration, and declaring an emergency, be and the same is hereby amended to read as follows:

Section 4. Whereas, representations have been made to council that there will be paid into the city treasury by and on behalf of the owners of the lots and lands bounding and abutting upon the east side of said proposed improvement prior to the letting of a contract for materials for said improvement, and prior to the commencement of any work upon said improvement such sum of money, to be estimated by the engineers, as will pay for that portion of the work which would be assessible against the following lots and lands bounding and abutting said improvement upon the east side thereof, to-wit: Being all of the lots on the east side of said improvement from Main Street to and including the 7th lot south of Astor Avenue, said 7th lot being No. 270 of Eastlawn Addition under an agreement to be entered into whereby said funds shall be used in the purchase of materials for and to pay expenses of said improvement, and said improvement shall not be undertaken, unless and until said funds are so paid into the City Treasury. The entire cost of said improvement except that portion thereof to be borne by said Work Projects Administration and excepting 2% of the balance and the cost of intersections shall be payable as follows: one-half thereof shall be assessed in proportion to the benefits

which may result from the improvement upon all the lots and lands bounding and abutting upon the west side of said improvement, which said lots and lands are hereby determined to be especially benefitted by said improvement in an amount not less than the cost thereof; the other one-half thereof shall be prorated by the Committee hereafter appointed to estimate assessments for said improvement among the lots bounding and abutting said improvement on the east side thereof, and that part of said cost so apportioned to the lots lying upon said east side of said improvement from Main Street to and including the 7th lot south of Astor Avenue shall be payable out of the amounts hereinabove provided to be deposited in the city treasury for that purpose, and the amounts apportioned to those lots lying south of said 7th lot south of Astor Avenue to the north side of Charles Street shall be payable by the City of Bexley. The cost of said improvement shall include the expense of the preliminary and other surveys, of printing and publishing the notices, resolutions and ordinances required, and the serving of said notices, the cost of said materials so to be furnished by the municipality, together with interest on notes and bonds issued in anticipation of the collection of deferred assessments, and all other necessary expenditures.

Section 2. That this resolution is an emergency measure, necessary for the immediate preservation of the public peace, health and safety, said emergency being that said alley is in an impassible condition, and dangerous to traffic, and should be improved without delay, and said resolution shall go into immediate force and effect.

Adopted March 24, 1942.

*S. J. Altman*  
President of Council  
Pro tempore

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

Approved March 24, 1942.

*J. F. Schneider*  
J. F. 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 and correct 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 25th day of March, 1942.

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

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