

## ORDINANCE NO. 21-47

By Mr. Rice

Granting permission to James E. Scanlon to remove curb and to construct a 24 foot driveway to Lots Nos. one, two and three of Bexley Highlands Extension Amended at the northwest corner of Main Street and Roosevelt Avenue.

Whereas, James E. Scanlon doing business as Scanlon's, and being lessee of Lots Nos. one, two and three of Bexley Highlands Extension Amended, located at the northwest corner of Main Street and Roosevelt Avenue has requested permission to remove the necessary curb and to construct a 24 foot driveway into said premises from East Main Street near the east side thereof to-wit: at the south end of Lot No. three, and Council being of the opinion that said 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 said James E. Scanlon to construct a 24 foot driveway into the above described premises said driveway to be at or near the east side thereof, and to remove the necessary curbs along the north side of Main Street a distance of approximately 36 feet, and to construct new curbs at the entrance to said driveway, said curbs to be circular with 6 ft. radii on each side thereof. Said James E. Scanlon shall construct or cause to be constructed, a concrete entrance to said driveway extending from the street pavement to the inside line of the sidewalk, and for that purpose may remove the necessary portions of the present sidewalk 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 on file in the office of the Mayor. During the progress of said construction the said James E. Scanlon 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 curb and to construct said driveway is conditioned upon the said James E. Scanlon agreeing that in the event said premises shall cease to be used for purposes requiring the use of such driveway, he, or his heirs or assigns, will upon request of the council of said city, and at his or their own expense, restore said curb to its 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 curb, which said agreements shall be evidenced by their 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 James E. Scanlon as hereinabove provided.

Passed July 8, 1947.

S. J. Altman  
President of Council  
Pro Tempore

E. D. Stackhouse  
Attest: E. D. Stackhouse  
Clerk

Approved July 8, 1947.

J. A. Schneider  
Mayor

The undersigned, James E. Scanlon, for himself, his heirs and assigns, hereby accepts the terms and conditions of the foregoing ordinance and agrees to comply in all respects with the provisions thereof.

June 26, 1947.

James E. Scanlon

I, E. D. Stackhouse, Clerk of Council, 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 10th day of July, 1947.

*E. D. Stackhouse*  
E. D. Stackhouse  
Clerk of Council  
City of Bexley, Ohio

282

SLINC

