

ORDINANCE NO. 14-4<sup>a</sup>

By Mr. Helmbrecht

To amend Section 3 of Ordinance No. 11-48 providing for the construction, reconstruction, and repair of sidewalks, and declaring an emergency.

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

Section 1. That Section 3 of Ordinance No. 11-48, Providing for the construction, reconstruction, and repair of sidewalks and declaring an emergency be amended to read as follows:

Section 3. The Clerk of Council shall cause a written notice of the passage of such resolution, and to construct or repair such sidewalk in accordance therewith, to be served upon the owner or agent of each parcel of land abutting upon such sidewalk, who may be a resident of the corporation, in the manner provided by law for the service of summons in a civil action, and shall return to the Mayor a copy of such notice with the time and manner of service endorsed thereon, signed by the officer serving it. If said parcel of land is owned by more than one person, service upon any one thereof shall be sufficient.

For the purpose of such service, if the owner is not a resident of the corporation, any person charged with the collection of rents or the payment of taxes on such property or having general control thereof in any way, shall be regarded as the agent of the owner, and the return shall have the like force and effect as the sheriff's return on summons in a civil action.

If any such owners or persons are not residents of the corporation, or if it appears from the return that neither such owner, agent or his residence could be found, publication of a copy of the resolution in a newspaper of general circulation

in the corporation, in one issue of such newspaper, shall be deemed sufficient notice to such owner; provided, however, such notice may be served upon any such owner who is not a resident of the corporation by mail, registered or otherwise, and a return of the Clerk that a true copy of the notice was enclosed in an envelope with return address thereon, deposited in the mail, registered or otherwise, addressed to such owner, shall be proof of service, provided that such address be the correct residence of the owner, and that such envelope be not returned by the postal authorities as undelivered.

Section 2. That this ordinance is an emergency measure, necessary to the public peace, health, and safety. Said emergency being that many streets in the City are without sidewalks, which fact creates a dangerous traffic hazard, and said ordinance shall go into immediate force and effect.

Passed May 11, 1948.

J. C. Harlor  
President of Council  
Pro Tempore

Attest: E. D. Stackhouse  
Clerk

Approved May 11, 1948

W. A. Schneider  
Mayor

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 13th day of May, 1948.

*E. D. Stackhouse*

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

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