

ORDINANCE NO. 21-72

By:

[Handwritten signature]

To permit the erection of a retaining wall on city property at 2625 Powell Avenue.

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

Section 1. That permission is hereby granted J. Maynard Kaplan and Rhea Kaplan to erect a mortared stone retaining wall along the southerly edge of the sidewalk in front of their residence at 2625 Powell Avenue, the height of said wall not to exceed 18 inches in height at any point and to be designed to enhance the appearance of the property as well as to more effectively maintain it.

Section 2. That in consideration of this permission to use city property, said J. Maynard Kaplan and Rhea Kaplan, their heirs and assigns will maintain said wall in good condition and repair at no expense to the city, and will hold the city harmless from any and all claims that may be made as a result of said wall being located on city property.

Section 3. That said J. Maynard Kaplan and Rhea Kaplan have been advised and understand that there is no adverse possession against a municipality and since this wall will be erected on city property, the city may remove the wall at any time.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: July 11th, 1972

[Handwritten signature]
President of Council

Attest:

[Handwritten signature]

Approved: July 11th, 1972

[Handwritten signature]
MAYOR

Effective Aug. 10, 1972

*filed
7-12-72*