

AMENDED ORDINANCE NO. 13-80

By: *J. Schmidt*

An ordinance to hire special counsel to represent the City of Bexley, the Board of Zoning Appeals, the Zoning Officer and the individual members of the Board of Zoning Appeals, in an appeal of the decision of the Board of Zoning Appeals rendered on October 12, 1978 and to authorize payment.

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

Section 1: That, by decision of October 12, 1978, the Board of Zoning Appeals, after hearing, granted a variance from the Building Code to Michael and Constance Dehlendorf increasing and enlarging the height of the garage which they were constructing on their property located at North Commonwealth Park.

Section 2: That on October 23, 1978, Grant and Janet Morrow, who are adjacent property owners and who objected to the request for a variance, filed an appeal of the decision to the Franklin County Court of Common Pleas, pursuant to Chapter 2506, Revised Code of Ohio.

Section 3: That such appeal is still pending and unresolved and that the City of Bexley, its Board, and the individual officials of the City have been and are being represented by Attorney Howard Park and/or the firm of Chester, Saxbe, Hoffman and Willcox since the inception of the litigation.

Section 4: That the attorneys involved have expended considerable time and effort on behalf of the City and its officials to date, and will continue to do so in the future until the case is finally settled or resolved, and that Council hereby ratifies the agreement to hire counsel and authorizes their continued representation in this matter;

Section 5: That the sum of \$750.00 be and it is hereby set aside and appropriated from the unencumbered General Fund to be used to pay for services rendered up to January 1, 1980.....

Section 6: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed April 8, 1980

John H. Offenberger
President of Council

Attest: *John H. Offenberger*
Clerk of Council

1st reading - 2-26-80
2nd reading - 3-11-80
Tabled 3-25-80
3rd reading 4-8-80
passed as amended

Approved: April 8, 1980
David H. Madison
David H. Madison,
Mayor

ORDINANCE NO. 13-80

By: *Joseph Belmont*

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Section 5: That the sum of \$750.00 be and it is hereby set aside and appropriated from the unencumbered General Fund to be used to pay for services rendered up to January 1, 1980, and that future invoices of counsel be paid by the Auditor as they are submitted.

Section 6: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 1980

President of Council

Attest: *[Signature]*
Clerk of Council

1st reading - 2-26-80
2nd reading 3-11-80
Tabled 3-25-80

Approved: _____, 1980

David H. Madison,
Mayor