

ORDINANCE NO. 76 -83

By: John W. Berge

An ordinance to abandon the proceedings to appropriate real property for the operation of the Municipal government and the parking of Municipal employees, to repeal Ordinance No. 35-83 and Resolution No. 1-83 and to declare an emergency.

WHEREAS, On the 11th day of January, 1983, this Council adopted Resolution No. 1-83 declaring the necessity of and intent to appropriate the fee simple interest in the land therein described; and

WHEREAS, On the 14th day of June, 1983, this Council adopted Ordinance No. 35-83 directing said appropriation to proceed, directing the Solicitor to file a complaint in a court of competent jurisdiction, and authorizing the expenditure of \$50,000 for such appropriation; and

WHEREAS, Thereafter, continued efforts were made by officials of the City and even by this Council with the owners to negotiate and agree upon a value for said property, consistent with the appraisals prepared on behalf of the City of Bexley, which efforts ultimately proved unsuccessful; and

WHEREAS, This Council decided not to initiate litigation proceedings and instead determined to abandon any further efforts to appropriate the property, NOW, THEREFORE,

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

Section 1. That Ordinance No. 35-83 and Resolution No. 1-83 should be and they are hereby repealed and held for naught.

Section 2. That all efforts to initiate appropriation proceedings in the appropriate courts should be and they are hereby abandoned and that the appropriation of \$50,000.00 from the general fund for the cost of such property is vacated and set aside.

Section 3. That notice of this action should be directed to all those persons entitled to the original notice of intent to appropriate under Section 719.05, Revised Code.

Section 4. That this Ordinance is an emergency ordinance necessary for the immediate preservation of the public peace, health and safety and this Ordinance shall go into force and effect upon its passage and approval by the Mayor.

Passed: Dec 13, 1983

Donald Thomas Christie
President of Council

ATTEST: John W. Berge
Clerk of Council

APPROVED: Dec 13, 1983
David H. Madison
DAVID H. MADISON, Mayor

December 13, 1983. First reading
Rules suspended.