

ORDINANCE NO. 33 -99

By: William J. Schottenstein

An Ordinance authorizing the Mayor and Auditor to sign a Consent and Hold Harmless Agreement on behalf of the City of Bexley with the property owner at 2598 Ruhl Avenue regarding improvements to be made upon and within the City-owned right-of-way on Ruhl Avenue.

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

Section 1. That the property owner at 2598 Ruhl Avenue has requested approval to allow a 24" high limestone wall, a boulder with an address plate and landscaping, which would encroach upon and within the Ruhl Avenue right-of-way owned by the City of Bexley, as shown on the drawing which is attached to and made a part of this Ordinance.

Section 2. That the Mayor and the Auditor be, and they hereby are, authorized to enter into a Consent and Hold Harmless Agreement with the property owner, in form and substance satisfactory of the City Attorney, authorizing the encroachment as proposed in accordance with the submitted request, on the condition that the property owners assume all responsibility for damage, loss and injury arising out of the location of said fence, including any additional cost to the City of Bexley incurred in connection with their use of the right of way occasioned by the location of the structure.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: 5/24, 1999

  
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President of Council

Attest: Richard A. Levin

Approved: 5/25, 1999

  
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David H. Madison, Mayor

4-27-99 First reading  
5-11-99- Second reading  
5/24/99- Third reading; passed