

ORDINANCE NO. 11-93
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER J.V. Stone ON THE

17th DAY OF May, 1993.

AN EMERGENCY ORDINANCE TO APPROPRIATE CERTAIN INTERESTS IN REAL PROPERTY FOR THE PURPOSE OF MAKING PUBLIC IMPROVEMENTS.

WHEREAS, this Council did by Resolution Number 10-93 adopted on the 15th day of March, 1993 declare a necessity to make certain improvements to the public roadway system; and

WHEREAS, this Council did by Resolution Number 19-93 adopted on the 19th day of April, 1993 declare its intention to appropriate certain real property described in said resolution; and

WHEREAS, service of said Resolutions has been made upon all persons having or claiming to have an interest in said premises; and

WHEREAS, it is necessary to immediately appropriate said real estate for the purpose of the roadway construction and for the preservation of the public peace, health, safety and welfare;

NOW, THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. That the described real estate and/or easement for public right of way and work agreements for the Wilmington Pike widening project be and the same are hereby appropriated for the construction of said project; more fully described in Exhibit "A" attached and incorporated herein.

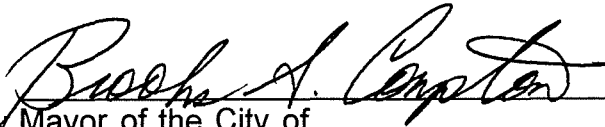
Section 2. That the above-described real estate is valued as follows: Thomas E. Topp, et al. \$5,000.00.

Section 3. That the City Manager or his designate is hereby authorized and directed to deposit said amount with the Clerk of Court of Montgomery County, Ohio, or other depository, take possession of the aforescribed property, and apply it to a court of competent jurisdiction to make inquiry into and assess the compensation to be paid for the interest or interests taken in said property and to do all things necessary or proper in connection therewith.

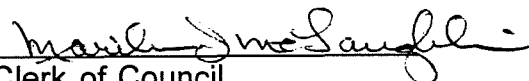
Section 4. That it is necessary to provide for the immediate construction of the Wilmington Pike widening project so as to provide for the safety of vehicular and pedestrian traffic and the preservation of the public peace, health, safety and public welfare.

Section 5. This Ordinance shall become effective from and after passage. An emergency affecting public peace, health, safety and public welfare is hereby declared to exist for the reasons set forth in Section 4 hereof.

PASSED THIS 17th day of May, 1993.

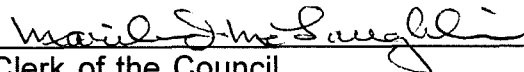

Deputy Mayor of the City of
Centerville, Ohio

ATTEST:


Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 11-93, passed by the Council of the City of Centerville, Ohio on the 17th day of May, 1993.


Clerk of the Council

Approved as to form, consistency
with existing ordinances, the
charter & constitutional provisions.
Department of Law
Robert N. Farquhar
Municipal Attorney