

ORDINANCE NO. 4-75

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Ralph Spencer
ON THE 17th DAY OF March, 1975

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF EAST FRANKLIN STREET IN THE CITY OF CENTERVILLE, OHIO, FROM A POINT APPROXIMATELY 75 FEET EAST OF EAST DRIVE TO A POINT 180 FEET EAST OF CEMETERY DRIVE, BY CONSTRUCTION OF BRICK SIDEWALK FOUR FEET WIDE ON THE NORTH SIDE OF SAID STREET FOR APPROXIMATELY 530 LINEAR FEET, CONSTRUCTION OF CONCRETE SIDEWALK FOUR FEET WIDE ON THE SOUTH SIDE OF SAID STREET FOR APPROXIMATELY 490 LINEAR FEET, CONSTRUCTION OF CONCRETE CURB ON BOTH SIDES OF SAID STREET FOR APPROXIMATELY 1,300 LINEAR FEET, INSTALLATION OF 130 LINEAR FEET OF FIFTEEN-INCH CONCRETE PIPE AND TWO CATCH BASINS, AND OTHER IMPROVEMENTS INCIDENTAL TO SUCH CONSTRUCTION AND INSTALLATION.

WHEREAS, this Council on the 20th day of January, 1975, duly adopted Resolution No. 4-75, declaring the necessity of the public improvement hereinafter described; and

WHEREAS, the time for filing objections to the estimated assessments prepared and filed in accordance with said Resolution has expired and no such objections were filed; and

WHEREAS, the time for filing claims for damages to be sustained by reason of said improvement has expired and no such claims were filed; now, therefore,

THE MUNICIPALITY OF CENTERVILLE, MONTGOMERY COUNTY, OHIO, HEREBY ORDAINS:

SECTION 1. That it is hereby determined to proceed with the improvement in the City of Centerville of East Franklin Street from a point approximately 75 feet east of East Drive to a point 180 feet east of Cemetery Drive.

SECTION 2. That said improvement shall be made in accordance with the provisions of Resolution No. 4-75, adopted on January 20, 1975, and with the plans, specifications, estimates and profiles heretofore approved and now on file in

the office of the Clerk of Council, by construction of brick sidewalk four feet wide on the north side of said Street for approximately 530 linear feet, construction of concrete sidewalk four feet wide on the south side of said Street for approximately 490 linear feet, construction of concrete curb on both sides of said Street for approximately 1,300 linear feet, installation of 130 linear feet of fifteen-inch concrete pipe and two catch basins, and other improvements incidental to such construction and installation.

SECTION 3. That the portion of the cost provided in Resolution No. 4-75 to be assessed shall be assessed in the manner and the number of installments provided in said Resolution and on the lots and lands described therein.

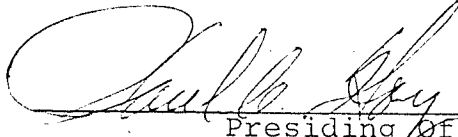
SECTION 4. That the estimated assessments heretofore prepared and filed in the office of the Clerk of Council be and the same are hereby adopted.

SECTION 5. That the Clerk of Council is hereby directed to deliver a certified copy of this ordinance to the County Auditor of Montgomery County, Ohio, within fifteen (15) days after its adoption.

SECTION 6. That subject to the provisions of Section 727.24 of the Ohio Revised Code, the Manager of the City is hereby authorized and directed as soon as the funds therefor are available to make and execute a contract for said improvement with the lowest and best bidder after advertising according to law; and the improvement shall be financed as provided in Resolution No. 4-75.

SECTION 7. That this ordinance shall become effective at the earliest time permitted by law.

ADOPTED this 17th day of March, 1975.



Presiding Officer

Attest: Marie J. Sander
Clerk of Council

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies that the foregoing is a true and correct copy of Ordinance No. 24-75, adopted by Council on March 17, 1975, and that a certified copy thereof was filed with the County Auditor of Montgomery County, Ohio, on March 18, 1975, a date within fifteen (15) days of the adoption of said Ordinance.

Marie J. Sander
Clerk of Council

RECEIPT

The undersigned, County Auditor of Montgomery County, Ohio, hereby acknowledges receipt of a certified copy of Ordinance No. _____ of the City of Centerville, Ohio, on _____, 1975.

County Auditor
County of Montgomery, Ohio