

CITY OF CENTERVILLE, OHIO

ORDINANCE No. 28-75

SPONSORED BY COUNCILMEMBER Leonard Stiller
ON THE 3rd DAY OF November, 1975.

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF A CERTAIN PORTION OF EAST FRANKLIN STREET IN THE CITY OF CENTERVILLE, OHIO, BY THE INSTALLATION OF SIDEWALKS, CURBS, A DRAINAGE SYSTEM AND OTHER IMPROVEMENTS INCIDENTAL THERETO.

WHEREAS, pursuant to Ordinance No. 24-75, adopted by this Council on March 17, 1975, a certain portion of East Franklin Street in the City has been improved as described below and in accordance with the plans, specifications and profiles heretofore approved and certain change orders duly authorized by the City Engineer; now, therefore,

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

SECTION 1. That the revised assessment of the cost and expense of improving a certain portion of East Franklin Street in the City, from a point approximately 75 feet east of East Drive to a point 180 feet east of Cemetery Drive, by installation of brick sidewalk on the north side of said Street, concrete sidewalk on the south side of said Street, concrete curb and gutter on both sides of said Street and storm sewer and catch basins and by driveway restoration, landscaping and other work incidental to the improvement project, amounting in the aggregate to \$9,803.89 (after deducting \$120.60 paid by one owner directly to a subcontractor), as reported to this Council on October 20, 1975, by the City Engineer and now on file in the office of the Clerk of Council, be and the same is hereby adopted and confirmed and that there be and are hereby levied and assessed upon the lots and lands bounding and abutting upon said improvement the several amounts reported as aforesaid, which assessments are in proportion to the benefits resulting from the improvement and are not in excess of any statutory limitation.

SECTION 2. That this Council hereby finds and determines that the revised assessments as now on file in the office of said Clerk are in the same proportion to the estimated assessments as originally filed as the actual cost of the above-described improvement is to the estimated cost of the improvement as originally filed.

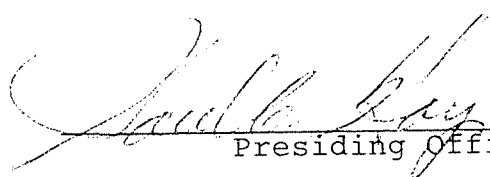
SECTION 3. That the assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after this ordinance becomes effective, that is, not later than January 2, 1976, or at the option of the owner in ten (10) annual installments with interest at the same rate as shall be borne by the bonds to be issued in anticipation of the collection of the same. All cash payments shall be made to the Director of Finance of this City. All assessments and installments thereof remaining unpaid at the expiration of said thirty (30) days shall be certified by the Clerk of Council to the County Auditor as provided by law to be placed by him on the tax duplicate and collected as other taxes are collected.

SECTION 4. That the Clerk of Council shall cause notice of the adoption of this ordinance to be published once in a newspaper of general circulation in this City. The assessments made herein shall remain on file with the Clerk of Council and open to public inspection.

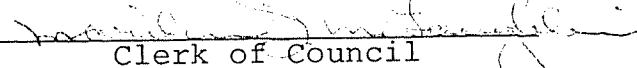
SECTION 5. That the Clerk of Council is hereby directed to deliver a certified copy of this ordinance to the County Auditor of Montgomery County within twenty (20) days after its adoption.

SECTION 6. That this ordinance shall become effective at the earliest time permitted by law.

ADOPTED this 3rd day of November, 1975.



Presiding Officer

Attest: 

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. 33-75, adopted by Council on November 3, 1975, and that a certified copy thereof was filed with the County Auditor of Montgomery County, Ohio.

Marie J. ...
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
Montgomery County, Ohio