

VILLAGE OF CENTERVILLE, OHIO

RESOLUTION NO. 3-1959

DATE Apr. 6-59

RESOLUTION AUTHORIZING OHIO BELL TELEPHONE COMPANY TO INSTALL UNDERGROUND TELEPHONE CABLE IN THE PUBLIC RIGHT-OF-WAY ALONG THE EAST SIDE OF STATE ROUTE 48 IN A NORTHERLY DIRECTION FROM THE INTERSECTION OF STATE ROUTE 48 AND FRANKLIN STREET TO THE POINT OF TERMINATION AT A POINT CONTIGUOUS TO THE WEST PROPERTY LINE OF THE LAND OF FRANK L. ARNOLD WHICH ABUTS ON STATE ROUTE 48.

WHEREAS, in public meeting of this Council, the representatives of the Ohio Bell Telephone Company and/or its agents or affiliated companies, have proposed that the telephone company install underground cable beneath the sidewalk and along the paved portion of State Route 48 on the East side from the intersection of State Route 48 and Franklin Street in a northerly direction to the point of termination at a point contiguous to the West property line of the land of Frank L. Arnold which abuts on State Route 48 to the North of the said intersection; and

WHEREAS, the representatives of the Ohio Bell Telephone Company have assured this Council that the said company has full right and authority so to install said underground cable and that the installation of the same will be in the public interest; and

WHEREAS, the said telephone company has undertaken to acquire any right-of-way, easement or right of entry necessary from adjacent land owners in order to make such installation free of any claim or right of action against the said Village of Centerville, Ohio, and has in public meeting undertaken to indemnify and save harmless the said Village of Centerville from any claim, action, cause or right arising by reason of said installation, and further has undertaken and agreed to return the land to grade and to reinstall the sidewalks to their present condition or better;

NOW, THEREFORE, BE IT RESOLVED:

SECTION I. That Ohio Bell Telephone Company, or its

underground telephone cable along the East side of State Route 48 in a northerly direction from the intersection of State Route 48 and Franklin Street, to the point of termination at a point contiguous to the West property line of the land of Frank L. Arnold which abuts on State Route 48, and to do all things necessary in connection therewith; PROVIDED THAT, it is directed that the said telephone company shall restore the land so excavated to grade, and shall install or reinstall sidewalks, curb and gutter where necessary, to a condition as good or better than existed prior to the said excavation and installation, all of which shall be subject to the inspection and approval of Leo Wall, Village Engineer, in whom the Council vests full authority to approve or disapprove the said installation.

APPROVED:

Orin Jackson  
Mayor

Attested to:

Kenneth E. Poff  
Clerk-Treasurer of Council

C E R T I F I C A T E

I, KENNETH POFF, Clerk-Treasurer of the Village of Centerville, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution No. 3-1959 passed by the Council of the Village of Centerville on the 6 day of April, 1959.

Kenneth E. Poff  
Clerk-Treasurer