

RESOLUTION NO. 4 1942.

Recorded

DECLARING IT NECESSARY TO IMPROVE MARTHA AVENUE BETWEEN MAIN STREET AND EAST AVENUE BY CONSTRUCTING CURB AND GUTTER ON THE NORTH SIDE THEREOF BETWEEN EAST AVENUE AND THE WEST LINE OF THE NORTH AND SOUTH ALLEY BETWEEN LUCAS DRIVE AND MAIN STREET AND BY CONSTRUCTING SAID STREET BETWEEN MAIN STREET AND EAST AVENUE TO THE GRADE ESTABLISHED BY ORDINANCE NO. 6-1941, DULY PASSED BY THE COUNCIL ON THE 12TH DAY OF MAY, 1941, WHICH CONSTRUCTION SHALL CONSIST OF NOT LESS THAN FOUR (4") INCHES OF THOROUGHLY COMPACTED SLAG, GRAVEL, WATER-BOUND MACADAM, SOIL-CEMENT OR THE EQUIVALENT, AND A TOP DRESSING OF NOT LESS THAN TWO (2") INCHES OF GRAVEL OR CRUSHED STONE SCREENINGS BOUND WITH PENETRATION ASPHALT OR ROAD OIL APPLIED AT THE RATE OF ONE-HALF (1/2) GALLON PER SQUARE YARD.

BE IT RESOLVED by the Council of the Village of Centerville, in the County of Montgomery and State of Ohio, three-fourths of all members elected thereto concurring:

Section 1: That it is necessary to improve Martha Avenue between Main Street and East Avenue by constructing curb and gutter on the north side thereof between East Avenue and the West Line of the north and south alley between Lucas Drive and Main Street and by constructing said Street between Main Street and East Avenue to the grade established by Ordinance No. 6-1941, duly passed by the council on the 12th day of May, 1941, which construction shall consist of not less than Four (4") Inches of thoroughly compacted slag, gravel, water-bound macadam, soil-cement or the equivalent, and a top dressing of not less than Two (2") Inches of gravel or crushed stone screenings bound with penetration asphalt or road oil applied at the rate of one-half (1/2) gallon per square yard.

Section 2: That Thomas J. Davis, the owner of all the property on the north side of said street between East Avenue and the west line of the north and south alley between Lucas Drive and Main Street, has petitioned in writing for the improvement of said street as aforesaid.

Section 3: That the grade of said street as improved shall be the new grade established by Ordinance No. 6-1941, duly passed by the Council on the 12th day of May, 1941; and that the grade of the curbs shall be as shown on the ~~city~~ engineer's plans and profiles, duly approved on the 12th day of May, 1941.

Section 4: That the plans, specifications, estimates and profiles of the proposed improvement heretofore prepared by the engineer and now on file in the office of the Village Clerk be and the same are hereby approved.

Section 5: That the whole cost of constructing the curb and gutter part of said improvement shall be assessed by the foot front upon the following described lots and lands, to-wit: all lots and lands on the north side of said street between East Avenue and the west line of said alley; and the cost of said curb and gutter part of said improvement shall include the expense of the preliminary and other surveys and of printing and publishing the notices, resolutions and ordinances required, and the serving of said notices, the cost of construction together with interest on notes and bonds issued in anticipation of the collection of deferred assessments and all other necessary expenditures.

Section 6: That the assessments so to be levied shall be paid in one annual installment, with interest at the same rate as shall be borne by the bonds to be issued in anticipation of the collection thereof; provided, that the owner of any property assessed may, at his option, pay such assessment in cash within thirty days after the passage of the assessing ordinance.

Section 7: That bonds of the Village of Centerville shall be issued in anticipation of the collection of assessments by installments and in an amount equal thereto; and notices of said village shall be issued in anticipation of the issue of such bonds.

Section 8: That the remainder of the entire cost of said improvement, not specially assessed, including the cost of intersections, shall be paid out of the Street Maintenance and Repair Fund, which fund will be supplemented by voluntary contribution of Thomas J. Davis, who is paying a full fifty per cent (50%) of the cost of the street construction as aforesaid between East Avenue and said alley, in addition to his curb and gutter assessment.

Section 9: This resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed this 13th day of April, 1942.

Attest:

Approved:

Luella Brown
Village Clerk.

Erroy W. Bradstreet
Mayor.