

(Ordinance Number 8-1958 continued)

SECTION 1. That it is hereby determined to proceed with the construction of a sewage disposal works consisting of a treatment plant and other proper and necessary appurtenances thereto, to provide for the treatment and disposal of sewage from lots 3349 through 3565, inclusive, of Herbert C. Huber Plat 25, Centerville, Ohio, as recorded in Plat Book QQ, Pages 52 and 53 of the Plat Records of Montgomery County, Ohio, at the earliest practicable date, all of which shall be in accordance with Resolution No. 4-1958, passed on the 26th day of February, 1958, and in accordance with the plans and specifications prepared by Ralph L. Woolpert Company, Consulting Engineers, Dayton, Ohio.

SECTION 2. That the whole cost of the construction of said sewage disposal works shall be assessed against the petitioning owner of said lots and lands which are to be especially benefited thereby, being the same real property above described, and which said lots and lands are hereby determined to be specifically benefited by said improvement; and the cost of the said construction of the said sewage disposal works shall consist of all costs and expenses incurred by the Village of Centerville, Ohio, including the expense of the preliminary and other surveys and of printing and publishing notices, resolutions and ordinances required, and the serving of said notices, all costs of construction together with interest on notes and bonds issued in anticipation of the collection of deferred assessments and all other necessary expenditures.

SECTION 3. That the assessment shall be paid in full, in cash, at such time as the construction of said sewage disposal works is completed and the assessment therefor is levied in accordance with law.

SECTION 4. That the payment of such assessment, when due and payable, be guaranteed by the filing of good and sufficient bond executed by the petitioning owner of such lots and lands, as principal, and an insurance company authorized to do business in the State of Ohio, as surety, in form approved by the Village Solicitor; that such bond be filed prior to the letting of any contracts for the said construction, and that said bond shall be in an amount equal to double the amount of any such construction contract.

SECTION 5. That the Clerk-Treasurer of the Village, after consultation with the Village Engineer, be and he is hereby authorized and directed to advertise for bids for the construction of said improvement according to law.

SECTION 6. That construction of said sewage disposal works shall not be commenced until such time as proper easements for discharge of the treatment plant effluent into a natural drainage outlet have been obtained.

SECTION 7. The foregoing ordinance is declared to be an emergency measure and shall take effect immediately upon its passage, the said emergency which is found and declared to exist being the necessity for proper treatment and disposal of sewage in the interest of the public health, welfare and safety.

PASSED this 26th day of February, 1958.

(signed) Omer Jackson
Mayor Village of Centerville, Ohio

ATTEST:

(signed) Kenneth E. Poff
Clerk-Treasurer of the Village
of Centerville, Ohio

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 Ordinance No. 8, 1958 passed by the Council of the Village of Centerville, Ohio, on the 26th day of February, 1958, at a special meeting of said Council, by at least three-fourths of all members elected thereto, upon declaration of the existence of an emergency.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the official seal of the Village of Centerville, Ohio, this 26th day of February, 1958.

(signed) Kenneth E. Poff
Clerk-Treasurer of the Village of
Centerville, Ohio

ORDINANCE NUMBER 9-1958 VILLAGE OF CENTERVILLE, OHIO

AN ORDINANCE TO AUTHORIZE ANNEXATION OF CERTAIN TERRITORY TO THE VILLAGE OF CENTERVILLE, OHIO.

WHEREAS, it is necessary, desirable and in the public interest and is reasonably related to the preservation of the public peace, property, health and safety of the Village of Centerville that certain territory contiguous to the present corporate limits of the said Village of Centerville be annexed thereto, in accordance with the provisions of Revised Code Section 709.14, et seq., Revised Code of the State of Ohio,

THEREFORE, BE IT ORDAINED by the Council of the Village of Centerville, Montgomery County, Ohio:

SECTION 1. That the annexation of the following described territory:

Situate in Sections 29 and 35, Town 3, Range 5, MRS., Washington Township, Montgomery County, Ohio. Beginning at a point in the present corporation line of the Village of Centerville, in the southwest corner of the Plat known as "Centervilla", Section 5, as described in Plat Book "RR" page 70 of the plat records of said county, in the northeast corner of the 84.60 acre tract and in the northwest corner of

the 8.15 acre tract, as described in Deed Book 1865 page 384 of the deed records of said county; thence with the present corporation line, with the south line of Centerville Plat, Section 5, and with the north line of said 8.15 acre tract North 85 degrees 0 minutes East for a distance of 702.06 feet to the southeasterly right-of-way line of Sheehan Road; thence with the southeasterly right-of-way line of Sheehan Road South 30 degrees West for a distance of 1406.12 feet to a point in the east line of the 84.60 acre tract, as described in Deed Book 1865 page 384; thence with the east line of said 84.60 acre tract South 0 degrees 45 minutes West for a distance of 244.67 feet to a point in the southeast corner of the 84.60 acre tract and in the west line of the 126.226 acre tract, as described in Deed Book 1697 page 199-203 of the deed records of Montgomery County, (said point bears North 1 degree West 1385.5 feet distant from the southeast corner of Section 35); thence with the south line of said 84.60 acre tract and with the north line of the 19.52 acre tract, as described in Deed Book 1131 page 74, South 86 degrees 30 minutes West for a distance of 147.53 feet to a point in the southeasterly right-of-way line of Sheehan Road; thence with the southeasterly right-of-way line of Sheehan Road South 35 degrees 0 minutes West for a distance of 1674.81 feet to a point in the south line of the 19.52 acre tract, as described in Deed Book 1131 page 74; thence with the south line of Section 35, with the south line of the 67.50 acre tract, as described in Deed Book 1865 page 384 and with the north line of the real estate as described in Deed Book 1074 page 577 and Deed Book 1812 page 610, north 89 degrees 10 minutes West for a distance of 1732.46 feet to a point in the southwest corner of said 67.50 acre tract; thence with the west line of the 67.50 acre tract, with the east line of the 44.52 acre tract, as described in Deed Book 1100 page 109 and with the half section line North 4 degrees 35 minutes East for a distance of 1384.68 feet to a point; thence continuing with the half section line, with the west line of the 84.60 acre tract, as described in Deed Book 1865 page 384 and with the east line of the 43.0 acre tract, as described in Deed Book 366 page 531, North 0 degrees 45 minutes East for a distance of 1381.38 feet to the northwest corner of said 84.60 acre tract; thence with the north line of the 84.60 acre tract and with the south line of the 99.59 acre tract, as described in Deed Book 1271 page 559, the 45.25 acre tract as described in Deed Book 1271 page 553 and the 78.32 acre tract as described in Deed Book 1836 page 318, North 86 degrees 15 minutes East for a distance of 2727.12 feet to the place of beginning containing 162.35 Acres, more or less.

be, and the same is hereby authorized.

SECTION 2. That James T. Lynn, Jr., Solicitor and legal counsel for the Village of Centerville, Montgomery County, Ohio, be, and he is hereby authorized to prosecute the proceedings necessary to effect such annexation.

SECTION 3. This Ordinance is passed as an emergency ordinance, in the manner provided by Ohio Revised Code Section 731.30 and shall be effective immediately. Such emergency exists and this ordinance is necessary for the immediate preservation of the public peace, health and safety of the municipal corporation for the reason that annexation of the territory described in Section 1 above is reasonably related to the planning and design of a proposed sewage collection and treatment system and to provide a practicable means for its construction and operation.

Passed this 10th day of March, 1958.

(signed) Omer Jackson
Mayor

(signed) Kenneth E. Poff
Clerk-Treasurer

C E R T I F I C A T E

I hereby certify that the foregoing is a true and correct copy of an Ordinance passed and adopted by the Council of the Village of Centerville, Ohio this 10th day of March, 1958.

(signed) Kenneth E. Poff
Clerk-Treasurer

ORDINANCE NUMBER 10-1958 VILLAGE OF CENTERVILLE, OHIO

AN ORDINANCE OF THE VILLAGE COUNCIL OF CENTERVILLE, OHIO, TO PROVIDE FOR GENERAL RULES AND REGULATIONS GOVERNING PLATS AND SUBDIVISIONS OF LAND WITHIN CENTERVILLE IN ORDER TO SECURE AND PROVIDE FOR COORDINATION OF STREETS WITHIN SUBDIVISIONS WITH EXISTING STREETS AND ROADS, FOR THE PROPER AMOUNT OF OPEN SPACES FOR TRAFFIC, CIRCULATION AND UTILITIES, FOR THE AVOIDANCE OF FUTURE CONGESTION OF POPULATION AND TO PROVIDE SPECIFICATIONS FOR CONSTRUCTION OF STREET, OTHER IMPROVEMENTS OR FACILITIES, AND ASSURANCE OF SUCH CONSTRUCTION AS A CONDITION PRECEDENT TO PLAT APPROVAL IN ORDINANCE WITH AUTHORITY GRANTED BY OHIO REVISED CODE SECTIONS 711.09, 711.091, 711.101 and 711.102.

WHEREAS, the Village Planning Commission of Centerville has adopted a plan for the major streets or thoroughfares and for the parks and other public grounds of such Village, in accordance with Ohio Revised Code Section 711.09; and