

SECTION 3: That this ordinance shall be accepted by said The Dayton Power and Light Company within thirty (30) days after the effective date hereof, and upon such acceptance being filed with the Village Clerk, said ordinance shall be and constitute a contract between said Village of Centerville, Ohio, and said The Dayton Power and Light Company, its successors and assigns.

SECTION 4: That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED by the Council of the Village of Centerville, Ohio, this 15th day of June, 1953.

(signed) Kenneth E. Poff
Pres. of Council

ATTEST:

(signed) Geo. E. Howe
Clerk

C E R T I F I C A T E

I, Geo. E. Howe, Clerk of the Council of the Village of Centerville, Ohio, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 9-1953, passed by the Council of said Village on the 15th day of June, 1953.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Village of Centerville, Ohio, this 15th day of June, 1953.

(signed) Geo. E. Howe
Clerk

ORDINANCE NO. 10-1953

VILLAGE OF CENTERVILLE

An Ordinance to control the excavation into any street, sidewalk, sidewalk space, alley, or public way in connection with the installation of lateral water service pipes, electricity, gas, or drainage lines, conduits, or for any other purpose whatever, and to provide for permits for such digging and excavation.

BE IT ORDAINED by the Council of the Village of Centerville, State of Ohio:

Section I. It shall be unlawful for any person, firm or corporation to do or permit to be done by his or its agents, servants or employees, without having first obtained from the Village Council a permit so to do any of the following acts:

(a) Make any excavations or dig into any street, sidewalk, alley, public way or place in any manner or direction,

(b) Install, place or join together any pipes or conduits of any kind for the conduct of water, gas, electricity, drainage or seepage, or for any other purpose whatever, upon or beneath the surface of said street, sidewalk, alley, public way or place.

Section II. The person, firm or corporation desiring to acquire such a permit shall apply to the Chairman of the Street Committee of the Village Council and, if the applicant is not the owner of the abutting property in connection with which the privilege or license in the street or public way is desired, then such owner must join in the application and also sign it. Before the Street Committee shall issue such permit, the applicant shall be required to deposit the sum of One Hundred Dollars (\$100.00), or a sum computed at the rate of Two Dollars (\$2.00) per lineal foot proposed by the applicant to be excavated, which ever sum is greater. The deposit so required shall be made in cash, certified check or postal money order with the Chairman of the Street Committee of the Village Council who shall, in turn, transfer the deposit to the Clerk of the Village Council and thereafter the permit shall issue.

Section III. The applicant shall be required to restore the said sidewalk, public way, or alley thereafter excavated under such permit to its original pavement condition, subject to the further regulation, specification and control by said Street Committee for such restoration and reconstruction, which restoration and reconstruction shall be completed within Thirty (30) Days from the date of issuance of the said permit. Upon completion as so required, the applicant shall immediately notify the Chairman of the Street Committee that such restoration and reconstruction have been made. Thereafter, the Clerk shall retain the sum so deposited upon the issuance of said permit for a period of Ninety (90) days beginning with the date of notification by the applicant of completion as heretofore required. If at the end of said Ninety

(90) day period, the restoration and reconstruction in connection with such excavation shall be finally approved upon inspection by the said Street Committee or its appointed authority, then the said deposit as hereinbefore required shall be returned to the grantee of the permit. If the restoration and reconstruction is not approved and is adjudged unsatisfactory by said Street Committee upon inspection, then the Village Council shall expend such amounts out of the said sum so deposited to complete the restoration and reconstruction in accordance with the standards and specifications adopted by said Street Committee, and the balance remaining after such expenditure shall then be returned to the grantee of the permit. The purpose of the additional Ninety Day (90) period provided above shall be to provide a period for proving the reconstruction by the grantee of the permit against settling or faulty workmanship.

Section IV. During the entire period of excavation, construction and restoration, the grantee of the permit shall maintain guard lamps or warning lights of a kind and type which may be required by the said Street Committee, and shall erect such barricades as may be required by the Street Committee for the safety and protection of all users of the public way wherein such excavation and construction is extant.

Section V. If the grantee of the permit shall fail to complete the restoration and reconstruction of said excavated portion within the Thirty (30) day period provided in Section III, then the deposit so required as aforesaid, shall be forfeited to the Village of Centerville unless said Committee shall extend the period for good cause shown.

Section VI. All Ordinances or parts of Ordinances inconsistent herewith shall be repealed and this Ordinance shall take effect from the 15th day of June, 1953.

PASSED June 15, 1953.

(signed) Kenneth E. Poff
President of Council

ATTEST:

(signed) Geo. E. Howe, Clerk

I, Geo. E. Howe, Clerk of Council of the Village of Centerville, State of Ohio, do hereby certify that there is no newspaper printed in said municipality, and that publication of the foregoing Ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the Council as follows:

- Shell Oil Station
- U. S. Post Office
- Village Food Market
- Stage Coach Inn
- Pure Oil Station

EACH for the period of fifteen (15) days, commencing on the 16th day of June, 1953.

(signed) Geo. E. Howe
Clerk
Village of Centerville

ORDINANCE NO. 11-1953

VILLAGE OF CENTERVILLE

To fix the salary of the Village Mayor.

BE IT ORDAINED by the Council of the Village of Centerville, State of Ohio:

Section I. That the salary of the duly elected Mayor of the Village of Centerville, Ohio, shall be Five Hundred Dollars (\$500.00) per annum, payable in quarter-annual installments.

Section II. That the duly elected and qualified Mayor of the Village of Centerville shall furnish a fidelity bond for the sum of One Thousand Dollars (\$1,000.00) given by a corporate surety acceptable to the Village Council.

Section III. That this Ordinance shall take effect from and after the first day of January, 1954.