

RECORD OF ORDINANCES.

Ordinance No. 49RESOLUTION OF NECESSITY DECLARING IT NECESSARY TO IMPROVE
WEST FRANKLIN STREET BETWEEN End of Present Sidewalk
AND Continuing West to school house BY CONSTRUCTING A
SIDEWALK

WHEREAS, the owner of a majority of the front footage of the property on West Franklin Street, Centerville, Ohio, between End of present sidewalk and Continuing west to schoolhouse main entrance have petitioned in writing for the improvement of said street between the points named by the construction of a sidewalk of the character and in the manner as follows, to-wit:

NOW THEREFORE, Be it resolved by the council of the Village of Centerville, Montgomery County, Ohio, that it is necessary to improve West Franklin Street from End of present sidewalk to Continuing west to schoolhouse main entrance in the following manner by the construction of a sidewalk between said points of the character and in the manner as follows:

That the grade of said sidewalk as improved shall be AS SURVEYED.

That the plans, specifications, estimates and profiles of the proposed improvement heretofore prepared, and now on file in the office of the Clerk of the Village of Centerville, Ohio, be and the same are hereby approved:

That the cost of said improvement shall be as follows: Fifty (50%) per cent thereof shall be paid by the Village of Centerville, Montgomery County, Ohio; that the balance of said cost, to-wit: Fifty (50%) per cent shall be paid by assessment ag against the abutting property in proportion to the benefits which may result from the improvement or as follows:

Such assessment to be placed against all lots and lands bounding and abutting upon the proposed improvement, to-wit: as follows,

Which said lots and lands are hereby determined to be specially benefited by said improvement and the cost of said improvement which include the expenses of preliminary and other surveys with and publishing the notices, resolutions and ordinances required and service of said notices, costs of construction together with interest on bonds issued in anticipation of the collection of deferred assessments and all other necessary expenditures.

That the assessments so to be levied shall be paid in cost installments with interest on deferred payments at the same rate as shall be born by the bonds if any to be issued in the anticipation of the collection thereof; provided that the owners of any property assessed may at his option pay such assessment in cash within _____ days after the passage of the assessing ordinances.

Any bonds of the Village of Centerville, Montgomery County, Ohio, shall be issued in the anticipation of the collection of assessments by installments and in an amount equal thereto.

That the remainder of the entire cost of said improvement not so specially assessed, to-wit: Fifty (50%) per cent of the total cost of said improvement together with the costs of any real estate or interest therein purchased or appropriated and the costs and expenses of any appropriation proceeding therefor and the damages awarded any owner of adjoining lands and interest therein and the costs and expenses of any such award shall be paid out of General fund (or by the issuance of bonds in the manner provided by law).

This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED THIS 11 DAY OF June,

1928

C. F. Zimmermann CLERK

L. E. Bradford MAYOR