

ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF SMITH STREET IN THE CITY OF OBERLIN FROM ITS INTERSECTION WITH SOUTH PLEASANT STREET EASTERLY, APPROXIMATELY 1275 FEET BY INSTALLING STORM SEWERS, CONCRETE CURBS AND GUTTERS AND PAVING, AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, Ohio, five-sevenths of all members elected thereto concurring:

Section 1. That it is hereby determined to proceed with the improvement of Smith Street in the City of Oberlin from its intersection with South Pleasant Street easterly approximately 1275 feet by installing storm sewers, concrete curbs, and gutters and paving.

Section 2. That said street shall be improved in accordance with the provisions of Resolution No. 500 CMS passed on June 3, 1963, and with the plans, specifications, estimates and profiles heretofore approved and now on file in the office of the Clerk of this Council.

Section 3. That all claims for damages resulting therefrom that have been legally filed shall be inquired into after completion of the proposed improvement, and the Solicitor is hereby authorized and directed to institute legal proceedings in a court of competent jurisdiction to inquire into claims that have been so filed.

Section 4. That portion of the cost provided in the above-mentioned resolution of necessity to be assessed shall be assessed in the manner and the number of installments provided in said resolution and on the lots and lands described therein.

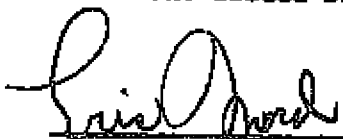
Section 5. That the estimated assessments heretofore prepared and filed in the office of the Clerk of this Council be and the same are hereby adopted.

Section 6. The Clerk of this Council is hereby directed to deliver a certified copy of this ordinance to the County Auditor within fifteen days after its passage.

Section 7. Subject to the provisions of Section 727.24, Revised Code, the City Manager of the City is hereby authorized and directed as soon as the funds therefor are available to make and execute a contract for said improvement with the lowest and best bidder after advertising according to law and the improvement shall be financed as provided in the resolution of necessity.

Section 8. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of said City, and for the further reason that the immediate construction of said improvement is necessary to provide adequate and safe highway traffic facilities for the abutting owners and the inhabitants of the City, therefore, this ordinance shall be in full force and effect from and immediately after its passage.

Passed: Emergency-9 August 1963


Chairman of Council


Clerk of Council

Posted: 9 Aug. 1963 thru
23 August. 1963