

ORDINANCE NO. 479 AC CMS

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF LINCOLN STREET BETWEEN CERTAIN TERMINI IN THE CITY OF OBERLIN, OHIO, BY GRADING, DRAINING, CURBING AND PAVING, CONSTRUCTING STORM SEWERS, STORM SEWER CURB CONNECTIONS, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Oberlin, Lorain County, Ohio:

SECTION 1. That it is hereby determined to proceed with the improvement in the City of Oberlin, Ohio, of Lincoln Street from South Professor Street westerly and thence southerly to West Hamilton Street.

SECTION 2. That said improvement shall be made in accordance with the provisions of Resolution No. 552 CMS passed June 6, 1966, and with the plans, specifications, estimates and profiles heretofore approved and now on file in the office of the Clerk of this Council, by grading, draining, curbing and paving, constructing storm sewers, storm sewer curb connections, together with all necessary appurtenances thereto.

SECTION 3. That all claims for damages resulting therefrom that have been legally filed shall be inquired into before the commencement 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 except Sublot No. 9, Follett 1st Addition.

SECTION 5. That the estimated assessments heretofore prepared and filed in the office of the Clerk of this Council and as equalized by the Board heretofore appointed for such purpose by Resolution No. 554 CMS, adopted on July 18, 1966, the report of which Board was approved by Resolution No. 555 CMS adopted August 25th, 1966, 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 peace, health and safety of said City, and for the further reason that the immediate construction of said improvement is necessary to eliminate existing hazards to pedestrian and vehicular traffic; wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

PASSED: August 25, 1966

ATTEST:

Ruth B. Grogg
CLERK OF COUNCIL

Thomas A. Flinn
CHAIRMAN OF COUNCIL

POSTED: August 30, 1966 thru
September 14, 1966

I hereby certify that the posting and publication as outlined in Sec. 14 of the Charter has been complied with.

Ruth B. Grogg
Clerk of Council