

Amended by Ord 733  
Passed 11/2/70

ORDINANCE NO. 708 AC CMS

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF MORGAN STREET BETWEEN CERTAIN TERMINI IN THE CITY OF OBERLIN, OHIO, BY GRADING, CONSTRUCTING CURBS AND GUTTERS AND PAVING, AND DECLARING AN EMERGENCY.

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

Section 1. That it is hereby determined to proceed with the improvement in the City of Oberlin of Morgan Street from Pyle-South Amherst Road easterly a distance of approximately 1,400 feet.

Section 2. That said improvement shall be made in accordance with the provisions of Resolution No. 622 CMS, adopted June 15, 1970, and with the plans, specifications, estimates and profiles heretofore approved and now on file in the office of the Clerk of Council by grading, constructing curbs and gutters and paving.

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 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 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: September 8, 1970

*Ruth B. Gregg*  
Clerk of Council

Attest: *Ruth B. Gregg*  
*Arthur P. Hess, Jr.*  
Chairman of Council

Posted: September 10, 1970