

ORDINANCE NO. 28-36.

By Mr. Detz.

Granting permission to Ella Elleman to remove curbs at entrance to driveways at filling station to be constructed at the intersection of East Main Street and Euclaire Avenue.

Whereas, Ella Elleman has made application for a permit to construct a gasoline filling station on her premises at the south-east corner of East Main Street and Euclaire Avenue in the City of Bexley, being lots Numbers 1 and 2 of Bexley Plaza Addition, having a frontage of 81 feet on East Main Street and a depth of 91 feet on Euclaire Avenue, and has requested permission to remove the necessary curbs at the entrances to three driveways to said premises, two of said driveways being from Main Street, and one thereof from Euclaire Avenue, and to relocate a street light on East Main Street and a fire hydrant on Euclaire Avenue, and

Whereas, Council is of the opinion that permission should be granted in accordance with said application, NOW, THEREFORE:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, STATE OF OHIO:

Section 1. That permission is hereby granted to Ella Elleman to construct three driveways to her said premises hereinabove described, two of which shall enter upon East Main Street, and one thereof upon Euclaire Avenue, said two driveways on Main Street to be 25 feet in width at the middle line of the sidewalk, and said Euclaire Avenue driveway to be 35 feet in width at the middle line of the sidewalk, and to remove the necessary curbing upon said streets and to construct new curbing at the entrance to said streets, said curbing to be circular with 6 ft. radii on each side thereof. Said driveways on Main Street shall be as near the east and west sides, respectively, of said premises as practicable, so as to give space for said curbing and for the relocation of said street light and water hydrant. The driveway entering upon Euclaire Avenue shall be as near Main Street as practicable having due regard to the location of said fire hydrant.

Section 2. Permission is also given the said Ella Elleman to move or cause to be moved the street light now located on Main Street in front of her said premises to a point at the east edge of the sidewalk extended from Euclaire Avenue and the same distance from the Main Street curb as now occupied by said light; also to move the fire hydrant now in the sidewalk area on Euclaire Avenue northerly to a point about one foot south of the south sidewalk line of the Main Street sidewalk extended and to be the same distance from the curb line as now occupied by said hydrant; permission is also given to remove the two trees now on or near the Main Street property line of the said Ella Elleman.

Section 3. The said Ella Elleman shall construct, or cause to be constructed, a concrete entrance to said driveways extending from the street pavement to the inside line of the sidewalk, and for that purpose may remove the necessary portions of the sidewalk so as to make a safe and continuous driveway as well as concrete sidewalk.

The moving of said electric light, water hydrant, curbing, and sidewalk, and the reconstruction of said curbing and sidewalks, shall be done under the supervision of the engineers and superintendent of streets, and to their satisfaction, in accordance with the plans and specifications on file in the office of the Mayor, and all cost and work shall be done at the expense of the said Ella Elleman.

Provided, however, that such permission to remove said curbs is conditioned upon the said Ella Elleman agreeing that in the event her said premises shall cease to be used for gasoline filling station purposes, she, her heirs, executors, administrators or assigns, will upon request of the Council of the City, and at her own expense, restore said curbing to the elevation existing prior to such removal, and that she will also restore the surface of the ground adjacent thereto to the level existing prior to the removal of said curbs, which said agreement shall be evidenced by her acceptance in writing to the terms of this ordinance, and therein

agreeing to comply with all the provisions and conditions thereof.

Section 4. This ordinance shall take effect and be in force from and after the earliest period allowed by law, and upon the acceptance thereof by the said Ella Elleman as hereinabove provided.

Passed July 28, 1936.

Attest:

S. W. Rinken
Clerk

H. B. Bennett
President-of-Council

Approved July 28, 1936

H. H. Schneider
Mayor

Bexley, Ohio, August 22, 1936.

Ella Elleman, for herself, her heirs, executors, administrators and assigns, hereby accepts the terms and conditions of the foregoing ordinance and agrees to comply in all respects with the provisions thereof.

Mrs Ella A. Elleman
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