

## ORDINANCE NO. 31-37

By Mr. Altmaier.

An ordinance to regulate the operation of motor buses within the southeastern section of the City of Bexley, Franklin County, Ohio.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, FRANKLIN COUNTY, OHIO, all of its members concurring;

Section I. In consideration of the acceptance as hereinafter provided by Columbus and Southern Ohio Electric Company, an Ohio corporation (hereinafter called the Company), of this ordinance, consent, permission and authority are hereby granted by said City of Bexley to the Company, its successor and assigns, to maintain and operate, subject to all the provisions, conditions, requirements and limitations hereof, in that section of the City of Bexley bounded on the north by Main Street, on the east by Chelsea Avenue, on the south by Livingston Avenue and on the west by Sheridan Avenue, and upon and along the streets and boulevards in that section of the City of Bexley, hereinafter designated, motor buses for the transportation of passengers for hire, and in connection therewith to make all necessary or convenient stops upon such streets and boulevards for the receiving and discharging of passengers at such reasonable places as may be agreed upon from time to time between the Council of said City and the Company.

Section 2. The right to maintain and operate said motor buses pursuant to this ordinance shall be held and enjoyed by the Company, and the Company shall furnish the motor bus service as herein provided, from the date of said acceptance of this ordinance until January 1, 1943, and thereafter until terminated at the end of any calendar year by not less than ninety (90) days prior notice in writing from either party to the other delivered, (a) if said notice be from the Company, to the Mayor or other chief executive of said City, or (b) if said notice be from the City, at the office of the President of said Company.

Section 3. Said motor buses shall be operated upon and along the following route, to-wit;

Commencing on the south side of Main Street opposite the east curb line of Drexel Avenue in said City, thence eastward in Main Street to its intersection with Vernon Road, thence southward on

vernon Road to its intersection with Livingston Avenue. On College Avenue, from its intersection with Livingston Avenue, northward to Main Street in said City, thence eastward on Main street to a point opposite the east curb line of Drexel Avenue, which point shall be considered the terminal of the route until changed as hereinafter provided.

Changes may be made in said route and in the termini thereof at any time upon mutual agreement of the City and the Company.

Section 4. During the term of this ordinance, the Company shall be entitled to charge passengers the following rates of fare, to-wit;

Five (5) Cents cash fare from any point to any point within the operating zone described in Section 1. This fare shall not entitle the passenger to transfer privileges. The regular City of Columbus street car ticket, now issuable at the rate of five tickets for twenty-five cents, will be accepted for fare within this zone, but this ticket fare will not entitle any passenger to transfer privileges.

Section 5. Motor buses shall be operated on a schedule which will provide (a) for a direct connection with alternate regular MainStreet cars, and (b) for a frequency of service, based on schedules now in effect, of sixteen (16) minutes between approximately 6:30 a.m. to approximately 6:30 p.m. on week days, and of twenty (20) minutes after 6:30 p.m. on all week days, Sundays and holidays. These frequencies of service are subject to change to conform to changes that may be made in the schedules of the Main Street Car Division.

The hours of service shall be from approximately 6:30 a.m. to 10:30 p.m. on each day. Based on schedules now in effect, the first morning trip will be made to provide connection with the Main Street car now scheduled to leave Drexel Avenue at 6:26 a.m. and the last trip at night will be made after connecting with the street car now scheduled to arrive at Drexel Avenue at 10:30 p.m. The hours of service may be changed upon mutual agreement of both parties.

Section 6. All vehicles operated pursuant to this ordinance shall be maintained in good and safe repair and in a manner which will in all ways render the vehicle fit for public service.

Section 7. All laws of the State of Ohio and ordinances of the City of Bexley, otherwise affecting the operation of motor vehicles, now in force or which may be in force during the term of this ordinance, shall be complied with by the Company.

Section 8. It is understood that the Company shall operate its motor buses only over the route herein authroized, but in the event vehicular traffic shall be diverted from any portion of any of the boulevards or streets upon which the Company is hereby authorized to operate, because of fires, parades, or any other event which closes the street to vehicular traffic, then, during the period of such diversion, the Company may use such other boulevards or streets as may be designated by the Mayor or chief of police of said City. Should the blockage of the street be of a short duration, the buses may, in order to avoid delay in service, traverse an adjoining street without obtaining such official permission.

Section 9. Said buses shall stop for the receiving and discharging of passengers at the street intersections and other points along the route hereinabove described and as indicated on route map T-1401, attached, provided, however, said buses shall not be required to stop if there are no passengers at such intersections waiting to be received, or no passengers on said bus desiring to be discharged.

The Company shall install and maintain suitable notification signs at the established stops where passengers will be received and discharged. The exact location and method of installing these signs are subject to the approval of the Mayor.

The Council shall establish a "No Parking" area of 50 feet eastward from the location of the existing fire plug on the south side of Main Street directly opposite the east curb line of Drexel Avenue, which space shall be considered and used as the terminal of this route and as the necessary lay-over site of buses for connection with street cars.

Section 10. During the term of this ordinance the Council will neither authorize nor permit the transportation of persons for hire within that section of the city described in Section 1 by any person, firm or corporation, unless and until the Company shall be given the opportunity to furnish a like or similar service under the same or similar terms and conditions.

Section 11. In the event the Company shall, for any reason, abandon, discontinue or suspend passenger transportation service in the City of Columbus, the Company shall not thereafter be required to continue to furnish passenger transportation service within that section of the City of Bexley described in Section 1 hereof. The Company shall not be required to continue the operation of motor buses if said operation shall be unprofitable at the rate of fare herein stipulated. In the event of either of the foregoing contingencies, the Company shall have the right upon six months' written notice, addressed to the Council of the City and delivered to the Mayor or to the Clerk of the Council, to discontinue the operation of motor buses, and thereupon this grant shall cease and determine.

Section 12. This ordinance shall be binding upon and inure to the benefit of the parties hereto, and their respective successors and/or assigns.

Section 13. This ordinance shall take effect and be in force from and after the earliest period allowed by law and upon the filing with the Clerk of the Council of the written acceptance thereof by Columbus and Southern Ohio Electric Company.

Adopted: September 28, 1937.

Approved:

J. H. Schneider  
Mayor

Authenticated:

F. J. Bennett  
President of Council

Attest:

A. W. Rutherford  
Platypus Company

ACCEPTANCE

Columbus and Southern Ohio Electric Company hereby accepts the

within ordinance this

day of , 1937.

COLUMBUS AND SOUTHERN OHIO ELECTRIC CO.

By \_\_\_\_\_  
President

*Accepted Sept 20/1937  
by Columbus Ohio Electric  
Co. original ordinance  
SWR*

I, S. W. Roderick, Auditor of the City of Bexley, State of Ohio, do hereby certify that there is no newspaper published in said Municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the council as follows: Main Street and Parkview Avenue, Main Street and College Avenue, Main Street and Drexel Avenue, Broad Street and Drexel Avenue and Parkview Avenue and Clifton Avenue, each for a period of fifteen days commencing on the 29th day of September, 1937.

*S W Roderick*  
Auditor of the City of Bexley, O.

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