

ORDINANCE NO. 12 - 86

BY: Joanne H. Rouse

An Ordinance to appropriate funds to settle a claim against the City as a result of the discovery of a broken sanitary sewer wye at 2488 Bryden Road.

WHEREAS, on December 28, 1985 the property owner of 2488 Bryden Road, Mr. Mike Rouse, contacted the City to investigate a potential problem with the sanitary sewer main providing service to his house; and

WHEREAS, the City Staff responsible for the maintenance and repair of the sewer line made an inspection of the main line and determined that it was flowing free and clear of any obstruction; and

WHEREAS, the property owner was advised of the results of this inspection and was informed that the problem appeared to be in the sewer lateral extending from the house to the main line and that it was the property owner's responsibility to provide for any necessary repair; and

WHEREAS, the property owner contracted with Morris Excavating, Inc., to make the repairs and excavation work commenced on December 31, 1985; and

WHEREAS, after excavation to the depth of the sanitary sewer line it was discovered, and observed by City Staff, that the collapse in the sanitary sewer lateral extended into the wye pole connection which was installed as a part of the main sewer line; and

WHEREAS, because the lateral is the responsibility of the property owner to maintain and the wye connection is the responsibility of the City to maintain, it has been mutually agreed that the City will reimburse the property owner for one half of the repair expense as a fair and equitable resolution of the claim.

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

Section 1: That the sum of \$932.85 be, and it hereby is, appropriated from the unencumbered Sewer Fund to reimburse Mike Rouse of 2488 Bryden Road for one half of the cost of the sewer repairs.

Section 2: That the Auditor and Mayor are authorized and directed to issue a warrant in the amount specified in Section 1, for the total settlement of this claim upon submission of paid receipts by the claimant.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: April 8, 1986

J. Holmquist  
President of Council

Attest: J. Holmquist  
Clerk of Council

March 11, 1986 - 1st reading  
March 25, 1986 - 2nd reading  
April 8, 1986 - 3rd reading

Approved: April 8, 1986  
David H. Madison  
David H. Madison  
Mayor