

Ordinance 36 - 22

By: Matt Klinger

An Ordinance authorizing the Mayor and Auditor to sign a Consent and Hold Harmless Agreement on behalf of the City of Bexley with the Bexley City Schools (Parcel No. 020-000237-00) regarding improvements made upon and within the City owned street right-of-way adjacent to Stanwood Ave.

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

Section 1.

That the Bexley City Schools (Parcel No. 020-000237-00) has sought and obtained permission from the City of Bexley to install certain plaques and signage in the City Right-of-Way on Stanwood Ave. adjacent to the tennis courts described above and in Exhibit "A" attached hereto and incorporated herein by reference.

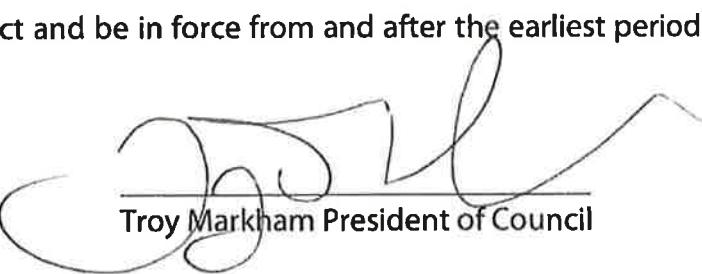
Section 2.

That the Mayor and Auditor be, and they hereby are, authorized to enter into a Consent and Hold Harmless Agreement with the Bexley City Schools in form and substance satisfactory to the City Attorney, authorizing the encroachments as proposed in accordance with the submitted request on the condition that the property owners assume all responsibility for damage, loss and injury arising out of the location of said building features, including any additional cost to the City of Bexley incurred in connection with its use of right-of-way occasioned by the location of the improvements.

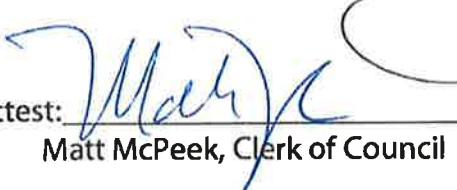
Section 3.

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

Passed: Oct 25, 2022


Troy Markham President of Council

Attest:


Matt McPeek, Clerk of Council


Ben Kessler, Mayor

First Reading: Sept 13, 2022

Second Reading: Sept 27, 2022

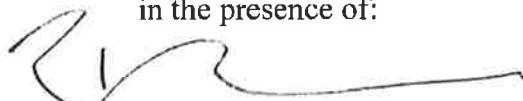
Third Reading: 10-25-22

AGREEMENT AND RELEASE

The undersigned, for themselves and their heirs, executors, administrators, successors and assigns, acknowledge that the signage and plaques located on the City right-of-way on the east side of the property located at [School address] and adjacent to the tennis courts as set forth in Exhibit A attached hereto have been approved by Bexley City Council (Ordinance 36-22). This approval is subject to the execution of this agreement. The undersigned further acknowledge and agree that the issuance of a permit for these improvements referenced above by the City of Bexley, Ohio (the "City") does not waive the rights of the City or any other party granted pursuant to such easement, that construction of the improvements within the easement is subject to all rights granted by the easement and that they may, at some future time, be required to remove the improvements if it interferes with rights granted by the easement. In consideration for the City's approval, the undersigned, for themselves and their heirs, executors, administrators, successors and assigns, accept the foregoing conditions and release the City and its officials, employees and agents from any and all actions, causes of action, claims, demands, damages, costs, losses and expenses resulting from the construction of the improvements within said easement and the exercise by the City or any other party of rights granted by the easement. The undersigned, for themselves and their heirs, executors, administrators, successors and assigns, hereby further agree to indemnify the City and its officials, employees and agents and save them harmless from all actions, causes of action, claims, demands, damages, costs, losses, settlements and expenses (including without limitation, any property damage or injury suffered by any person and legal fees and expenses) relating to the construction of the improvements covered by this agreement across said easement and the exercise by the City or any other party of rights granted by the easement.

IN WITNESS WHEREOF, the undersigned have executed this Release
on this 25 day of October, 2022.

Signed and acknowledged
in the presence of:

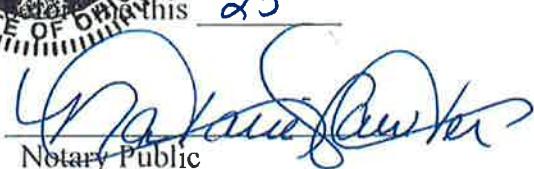



STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)



Natalie M Vawter
Notary Public - State of Ohio
My Commission Expires 1-17-2023

the foregoing instrument was acknowledged this 25
day of October, 2022.


Natalie M. Vawter
Notary Public



Architectural Review Board

Decision and Record of Action – March 9, 2023

The City of Bexley's Architectural Review Board took the following action at this meeting:

Application Number: ARB -23-5

Address: 348 S Cassingham

Applicant: John Eikenberry/Harley Williams

Owner: Bexley City School District Board of Education

Request: The applicant is seeking Architectural review and approval and a Certificate of Appropriateness for wind screens for the tennis courts and sign replacements.

MOTION: The motion to approve this application was made by Ms. Strasser and seconded by Mr. Steele:

The findings and decisions of the Board for application number ARB -23-5 for the property located at 348 S Cassingham, as stated by Kathy Rose: That the Architectural Review Board issues a Certificate of Appropriateness for wind screens for the tennis courts and sign replacements with the following conditions:

- The opacity of the screens be verified and confirmed to match the sample at the ARB meeting (to match those on the Jeffrey Park Tennis Courts).
- The screens will be up from August through October (the applicant noted that the bleachers are also up August through October) and from March to May. Screens are to be removed outside of those timelines.

The applicants, John Eikenberry and Harley Williams, agreed to the findings of fact.

VOTE: Members voting in favor were Ms. Krosky, Mr. Steele, Ms. Strasser and Chairperson Toney. Voting against the motion was Mr. Scott.

RESULT: Motion was approved 4 to 1. The applicant was granted a Certificate of Appropriateness.

Staff Certification: Recorded in the Official Journal this 9th day of March, 2023.



Kathy Rose, Zoning Officer

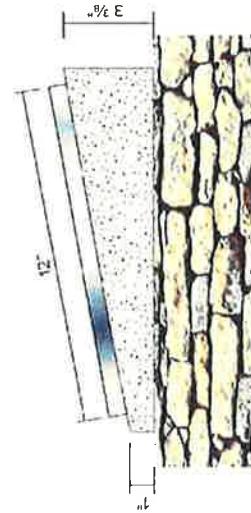
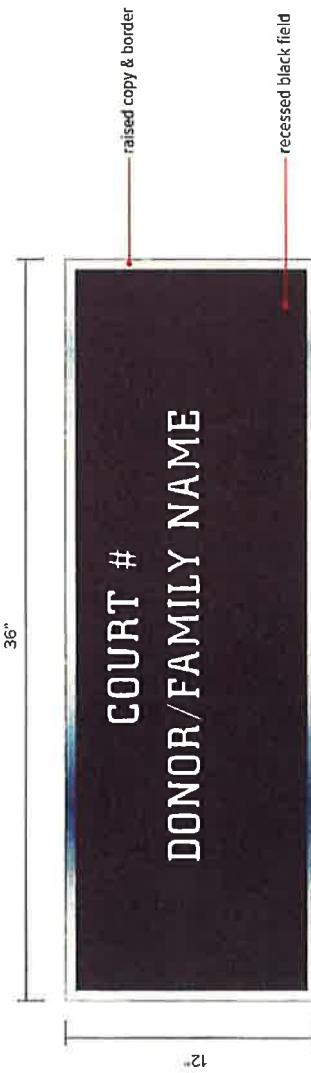
Karen Bokor, Design Consultant

cc: Applicant, File Copy

Custom Cast Plaque

Qty (TBD) overall size: 36" x 12" ht x 3/4" depth

- custom cast plaque
- font: City Regular
- raised brushed silver border & copy, recessed black field
- plaque mounts to angled stone base
- mounts to existing stone/rock foundation

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Bexley High School
Schiff Family Tennis Complex
7/22/21

Columbus Sign Co.
TRADE SHOWS

Project Address:
326 S. Caspian, Rd
Columbus, OH 3209
Stamwood Ave Side

Project Layout:
 C Approved
 D Approved & Noted
Funding:
Approval Signature

Yes, No
Funding:
Approval Signature

1515 E. Fifth Ave. Columbus, OH 43228 P: (614) 252-3133 F: (614) 252-2494 WWW.COLUMBUSIGN.COM

● Plaque Locations (Top of Wall & Pole Type)

330 S Stanwood Rd

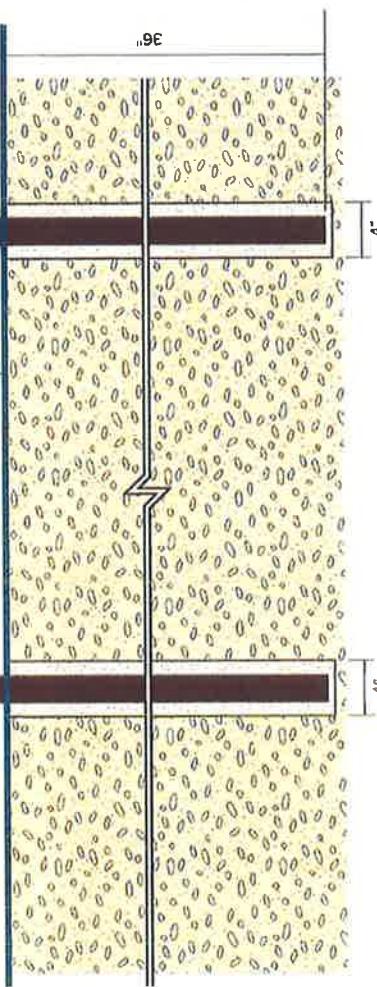


Image capture: May 2019 © 2022 Google

Bexley, Ohio

Google

Street View - May 2019



Chitwan Castle

Or: (1) overall size: 36" x 34" ht x 1" depth

- overall size: 36" x 24" ht x 1" depn
- custom cast plaque
- font: City Regular
- raised brushed silver border & copy, recessed black field
- 2" x 2" support post, painted satin black
- plaque mounts to post at 45° angle, via backer plate
- mounts into grass surface

raised copy & border

recessed black field

40

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Bexley High School Schiff Family Tennis Complex 7/22/21		Project Address: 326 S. Cashierham Rd Columbus, OH 43209 Stanwood Ave Side	Project Layout <input type="checkbox"/> Approved <input type="checkbox"/> Approved as Noticed	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Include Tennis Courts - Ground - Fencing	Sales: CR Design: BT Doc#: #24960. —
				<u>Approval Signature</u> 	

Bexley High School
Schiff Family Tennis Com
7/12/2021

Project address:
3326 S. Casslingham
Columbus, OH 43260

Starwood Ave Side **COLLECTIVE 303** 1440 N. 30TH ST. MILWAUKEE, WI 53212 414.260.1000 www.collective303.com