

Naghten and Front streets and not needed for any municipal purposes. Service.

By Mr. Koontz, No. 278-46, to amend section 1284 of the Columbus Code of 1930, as amended by Ordinance No. 5-44, passed January 17, 1944, and to repeal said section as so amended. Safety.

**RESOLUTIONS REFERRED**

By Mr. Oestreicher, to issue peddler's license to Phillip Margulies, Chittenden Hotel. Safety.

By Mr. Oestreicher, to issue peddler's license to Leo Sbroglia, Chittenden Hotel. Safety.

**ORDINANCES LOST**

By Mr. Oestreicher, No. 92-46, to fix the number and salaries of the officers and employees in the division of smoke abatement, department of public safety, and to repeal Ordinance No. 375-37, passed September 7, 1937.

By Mr. Koontz, No. 232-46, to change the zoning map attached to Ordinance No. 38852, passed February 27, 1928, and as subsequently amended as herein provided. (lots 12 and 13 of Heddon addition, located on the north side of Genessee avenue, between Cleveland avenue and the C. A. & C. R.R.)

By Mr. Koontz, No. 234-46, to change the zoning map attached to Ordinance No. 38852, passed February 27, 1928, and as subsequently amended as herein provided. (southeast and northeast corners of Fourth street and Seventh avenue and the southwest and northwest corners of 5th street and Seventh avenue)

**ORDINANCES**

AN ORDINANCE No. 233-46—To change the zoning map attached to ordinance No. 38852 passed February 27, 1928, and as subsequently amended as herein provided.

Be it ordained by the council of the city of Columbus:

Section 1. That the zoning map attached to ordinance No. 38852, passed February 27, 1928, and as subsequently amended be and the same is hereby revised by changing the zoning of the property being lot 693 of Sunnyside Addition located on the south side of Weber road between Howey road and Grasmere avenue, from a B-1 dwelling district to a B-1 business district and the engineer of the planning commission be and he is hereby authorized and directed to make the said change on the said original zoning map in the office of the division of building regulation and the office of the city engineer.

Sec. 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Passed May 20, 1946.

JOSEPH R. JONES,  
President of Council.

Approved May 20, 1946.

JAMES A. RHODES, Mayor.

Attest:  
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 243-46—To vacate Powhatan avenue, from the north line of Sullivant avenue to the south line of the alley north of Sullivant avenue and from the north line of the alley north of Sullivant avenue to the south line of Parkside road.

Whereas, the owners of all of the property abutting Powhatan avenue, from the north line of Sullivant avenue to the south line of the alley north of Sullivant avenue and from the north

line of the alley north of Sullivant avenue to the south line of Parkside road, have petitioned for the vacation thereof, and

Whereas, it is the sense of this council that such vacation will not be detrimental to the interests of the general public; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That Powhatan avenue, from the north line of Sullivant avenue to the south line of the alley north of Sullivant avenue and from the north line of the alley north of Sullivant avenue to the south line of Parkside road, be and it is hereby vacated.

Sec. 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law, and upon payment of the cost of the publication hereof by the petitioners.

Passed May 16, 1946.

JOSEPH R. JONES,  
President of Council.

Approved May 16, 1946.

JAMES A. RHODES, Mayor.

Attest:  
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 267-46—To provide for the issuance of notes by the city of Columbus in anticipation of the levy of special assessments and in anticipation of the issuance of bonds in anticipation of the collection of special assessments for the improvement of the streets therein named, by constructing new bituminous wearing surfaces and otherwise improving the same, and declaring the necessity of the issuance of bonds for such purpose.

Whereas, the council of the city of Columbus has heretofore, by proper legislation, declared the necessity of improving the streets hereinafter named, by constructing new bituminous wearing surfaces and otherwise improving the same, and

Whereas, the subject matter herein provided for constitutes an emergency measure by providing for the immediate preservation of the public property, health and safety, and

Whereas, an emergency exists in the usual daily operation of the department of public service in that it is necessary to provide funds without delay for said improvements in order that the same may be completed before the coming of winter; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That it is deemed necessary to issue bonds of the city of Columbus in the principal sum of \$29,300.00 in order to provide funds for the improvement of Bolivar street, Mt. Vernon avenue to Whitcomb street; Champion avenue, Long street to Mt. Vernon avenue; Franklin avenue, Parsons avenue to Wilson avenue; Garfield avenue, Mt. Vernon avenue to Leonard avenue; Hudson street, Neil avenue to Indianola avenue; Nelson road, Broad street to Main street; Third avenue, High street to Dennison avenue; and Winner avenue, Broad street to Long street.

Sec. 2. That for the purpose of raising money in anticipation of the levy of special assessments, and in anticipation of the issuance of bonds in anticipation of the collection of special assessments for the improvement of the following named streets, in accordance with the legislation heretofore passed by the city council with respect thereto, to pay the property owners' share of the cost and expense of said improvements, notes of said city shall be issued in the amount of twenty-nine thousand, three hundred (\$29,300.00) dollars, which shall be placed to the credit of the following funds in the amount set opposite same, to-wit:

Bolivar street,	
Mt. Vernon avenue to	
Whitcomb street	\$ 3,000.00
Champion avenue,	
Long street to	
Mt. Vernon avenue	3,200.00
Franklin avenue,	
Parsons avenue to	
Wilson avenue	9,100.00
Garfield avenue,	
Mt. Vernon avenue to	

Leonard avenue	3,100.00
Hudson street,	
Neil avenue to	
Indianola avenue	3,500.00
Nelson road,	
Broad street to	
Main street	3,900.00
Third avenue,	
High street to	
Dennison avenue	1,700.00
Winner avenue,	
Broad street to	
Long street	2,000.00

Total ..... \$29,300.00

Provided, however, that the appropriation hereinabove made for the improvement of the streets above listed is subject to the qualifications that interest at the rate of two per cent per annum for the period of eighteen months has been included in the amounts and the amounts necessary to pay said interest are hereby appropriated for the payment thereof and no other purpose, and the amount above set forth shall be reduced to their proportionate amount for payment of said interest.

Sec. 3. Said notes shall be signed by the mayor and auditor, shall be dated July 1, 1946, and be due and payable January 1, 1948; said notes shall be of the denomination of five hundred (\$500.00) dollars each, except one note numbered six (6) which shall be of the denomination of four thousand three hundred (\$4,300.00) dollars; numbered consecutively from one (1) to six (6), both inclusive; they shall bear interest at the rate of two per cent per annum, payable semi-annually the first day of January 1947, first day of July, 1947, and first day of January 1948; and for which the proper interest coupons bearing a facsimile of signature of the auditor shall be attached to and made a part of the notes; principal and interest shall be payable at the office of the treasurer of the city of Columbus, Ohio.

Sec. 4. After said improvement completed and the costs thereof ascertained, council shall by ordinance assess upon the benefited property in the manner provided in the legislation heretofore adopted by this council the entire cost and expense thereof, the portions to be paid by the property owners in accordance with the provisions of the general code of Ohio, and with article 178 of the charter of the city, and authorize the issuance of bonds in anticipation of the collection of special assessments in amount substantially equal thereto under the provisions of section 2293-24 of the general code of Ohio and section 189 of the charter of the city. The proceeds from the sale of said bonds and any unexpended balance of the improvement funds remaining at the completion of said improvement shall be used for the payment of the notes authorized by this ordinance for no other purpose.

Sec. 5. All assessments collected for the improvements and unexpended balances remaining in the funds, a cost and expense of the improvement have been paid, shall be applied to the payment of the notes and the interest thereon until both are fully paid for. In the event that said assessments are not levied and said bonds issued, then there shall be levied upon the taxable property in the city of Columbus a general ad-valorem tax sufficient to pay said notes and interest thereon, and a certificate of this ordinance shall be certified to the county auditor as required by uniform bond act.

Sec. 6. That the faith and credit of the city of Columbus are pledged for the payment of principal and interest of the notes before assumed at maturity in accordance with the laws and constitution of the state of Ohio.

Sec. 7. The committee on finance of this council is hereby directed to cause said notes properly prepared and cut, to sell the same as provided, to deposit the proceeds in the treasury to the credit of the fund hereinbefore named for the purpose