

height not less than two and one-half feet above the tank and the space filled with sand or well tamped earth to the top; otherwise the enclosure shall have a top of reinforced concrete at least five inches thick or of equivalent construction. If the top of the tank cannot be set below the level of all piping to which it is connected, suitable arrangements shall be made to prevent the discharge of oil through a broken pipe or connection by syphoning or gravity flow.

Instead of an enclosure as above described, the tank may be encased in reinforced concrete not less than six inches in thickness applied directly to the tank so as to completely eliminate any air space.

(d) In buildings of frame or composite construction, the maximum gross capacity of tanks shall not exceed 2,000 gallons.

(e) In fire resistive buildings, the maximum gross capacity of tanks shall not exceed 15,000 gallons.

Vent pipes. All storage tanks shall be equipped with a vent pipe of ample size to prevent abnormal pressure in the tank during filling, but not smaller than 1 1/4 inch size.

Vent pipes shall terminate outside of buildings at a point not less than three feet measured vertically or horizontally from any window or other building opening. Outer ends of vent pipes shall be provided with a weatherproof hood.

Vent pipes shall terminate sufficiently above the ground to prevent their being obstructed with snow and ice and in no instance less than 2 1/2 feet above the level of the ground. Vent pipes of tanks containing heaters shall extend at least 12 feet above the ground.

Fill pipes. Storage tanks shall be filled only through fill pipes terminating outside of the building at a point at least five feet from any building opening at the same or lower level. Fill terminals shall be closed tight by a metal cover equipped with a locking device and kept locked when not in use. Fill pipes may terminate within six inches of the curb line.

Construction of tanks. Underground tanks and tanks inside of buildings shall bear the label of the Underwriter's Laboratory, or some other nationally recognized testing laboratory.

Fuel oil shall show a flash point not lower than 100 degrees Fahrenheit.

All tanks and piping shall be thoroughly tested for leaks before being placed in use. No tanks shall be installed until approved by the chief of the fire department or his duly authorized deputy.

Sec. 2. That sections 418 and 419, subdivision 2F- Gasoline Storage, Columbus Code of 1930, as amended by Ordinances No. 627-46 passed November 4, 1946 and No. 543-47 passed November 3, 1947, be and the same are hereby repealed.

Sec. 3. That for the reasons stated in the preamble hereto, which is made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor.

Passed June 7, 1948.

JOSEPH R. JONES, President of Council.

Approved June 7, 1948.

JAMES A. RHODES, Mayor.

Attest: AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 462-48—To authorize payment of the claim of Mrs. Virgie L. Eastman, 103 Hawkes avenue, Columbus, Ohio.

Whereas, on or about March 5, 1946, at 7 P.M., Mrs. Virgie L. Eastman stepped on a catch basin cover at the northwest corner of Hawkes avenue and State street causing the catch basin lid to tilt thereby throwing her into the sewer causing personal injuries; and,

Whereas, the said Mrs. Virgie L. Eastman, through no fault of her own, has suffered damages in the reasonable compromised sum of \$83.50 by reason of said accident; now therefore,

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

Section 1. That the claim of Mrs. Virgie L. Eastman, in the compromised sum of \$83.50 for damages sustained on or about March 5, 1946, as hereinabove set forth, be and the same is hereby recognized as a legal claim against the city of Columbus.

Sec. 2. That for the purpose of paying said claim, there be and hereby is appropriated from General Miscellaneous 21-H Fund the compromised sum of \$83.50.

Sec. 3. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer in the sum of \$83.50 in payment of said claim, upon receipt of voucher approved by the city attorney and a release properly executed by said Mrs. Virgie L. Eastman, of all damages arising out of said accident.

Sec. 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed June 7, 1948.

JOSEPH R. JONES, President of Council.

Approved June 7, 1948.

JAMES A. RHODES, Mayor.

Attest: AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 463-48—To authorize payment of the claim of Mrs. Mary Powell, 413 North 18th street, c/o Thomas J. Duffey, Attorney at Law, 33 North High street, Columbus, Ohio.

Whereas, on or about September 29, 1947, at 1:30 P.M. Mrs. Powell was walking north on Bolivar street when she stumbled over a place in the sidewalk at the rear of 352 North 18th street thereby suffering personal injuries.

Whereas, the said Mrs. Mary Powell, through no fault of her own has suffered damages in the reasonable compromised sum of \$35 by reason of said accident; now, therefore,

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

Section 1. That the claim of Mrs. Mary Powell, in the compromised amount of \$35 for damages sustained on or about September 29, 1947, as hereinabove set forth, be and the same is hereby recognized as a moral claim against the city of Columbus.

Sec. 2. That for the purpose of paying said claim, there be and hereby is appropriated from General Miscellaneous 21-H Fund the sum of \$35.

Sec. 3. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer in the sum of \$35 in payment of said claim, upon receipt of voucher approved by the city attorney and a release properly executed by said Mrs. Mary Powell, of all damages arising out of said accident.

Sec. 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed June 7, 1948.

JOSEPH R. JONES, President of Council.

Approved June 7, 1948.

JAMES A. RHODES, Mayor.

Attest: AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 464-48—To appropriate additional funds to pay the cost of the purchase of one fuel supply tank truck (800 gallon capacity) for the division of fire, department of public safety:

Whereas, the funds appropriated by ordinance No. 322-48, passed April 12, 1948, are insufficient to pay the cost of the purchase of one fuel supply tank truck for the division of fire, and

Whereas, an emergency exists in the usual daily operation of the department of public safety, division of fire, in

that it is necessary to purchase said fuel supply tank truck (800 gallon capacity) for the immediate preservation of public safety, now therefore,

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

Section 1. That an additional sum of \$700, or so much thereof as may be necessary, be and the same is hereby appropriated from the motor vehicle and motor equipment fund No. 4 to pay a portion of the purchase price of one fuel supply tank truck (800 gallon capacity) for use in the division of fire as provided in Ordinance No. 322-48, passed April 12, 1948.

Sec. 2. That for the reasons stated in the preamble hereto, which is hereby made a part thereof, this ordinance is hereby declared to be an emergency measure and shall take effect, and be in force from and after its passage and approval by the mayor.

Passed June 7, 1948.

JOSEPH R. JONES, President of Council.

Approved June 7, 1948.

JAMES A. RHODES, Mayor.

Attest: AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 465-48—To grant the Columbus and Southern Ohio Electric company the right and privilege to cause the improvement of Studer avenue, from Frebis avenue to a point 41.5 feet north of Frebis avenue.

Whereas, the Columbus and Southern Ohio Electric company has requested the right and privilege to improve Studer avenue, from Frebis avenue to a point 41.5 feet north thereof; now, therefore,

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

Section 1. That the Columbus and Southern Ohio Electric company be and it is hereby granted permission to cause the improvement of Studer avenue, from Frebis avenue to a point 41.5 feet north of Frebis avenue, by grading, draining, curbing and constructing a concrete foundation, at its own cost and expense, in accordance with the plan marked 1326, drawer D, and the specifications therefor on file in the office of the director of public service, which are hereby approved, subject to the following terms and conditions:

Said Columbus and Southern Ohio Electric company shall save the city of Columbus free and harmless from any and all claims for damages and shall defend any and all suits which may be brought against the city of Columbus during the period of construction of such improvement and shall deposit, with the city treasurer through the office of the chief engineer, the sum of \$50 to cover the cost of inspection.

Sec. 2. That the grade of said street shall be and it is hereby established as of record in plat book 3, page 50, on file in office of the chief engineer.

Sec. 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law, provided, however, that the Columbus and Southern Ohio Electric company shall agree to the terms and conditions hereof, in writing.

Passed June 7, 1948.

JOSEPH R. JONES, President of Council.

Approved June 7, 1948.

JAMES A. RHODES, Mayor.

Attest: AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 466-48—To vacate Stanton street, from the east line of Cleveland avenue to the east line of Jefferson avenue and from the west line of the property abutting the east line of Jefferson avenue to the west line of St. Clair avenue.

Whereas, on the 7th day of June, 1948, a petition, signed by all of the owners abutting upon Stanton street, between Cleveland avenue and St. Clair avenue, except the property owned by the United States of America, praying for and consenting to the vacation of the said street, between the points named, and for which the said United

States of America has signed its consent, in writing, to such vacation as of the same date above mentioned, and

Whereas, council, upon hearing, is satisfied that there is good cause for such vacation as prayed for in said petition, that it will not be detrimental to the general interests and ought to be made, and

Whereas, an emergency exists in that the lack of track facilities at said location is seriously delaying shipments of freight destined for consumers in Columbus, thereby affecting the public health, peace and safety; now, therefore,

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

Section 1. That Stanton street, from the east line of Cleveland avenue to the east line of Jefferson avenue and from the west line of the property abutting the east line of Jefferson avenue to the west line of St. Clair avenue, be and the same is hereby vacated.

Sec. 2. That the city of Columbus reserves the right to operate and maintain any and all sewers, water lines and other public utilities owned by said city, and that the right is reserved to operate and maintain any and all other public utilities, if any, now existing on or in said street so vacated and shall have the right to enter thereon at any time for the purpose of operating, replacing and maintaining the same.

Sec. 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor.

Passed June 7, 1948.

JOSEPH R. JONES,

President of Council.

Approved June 7, 1948.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 471-48—To vacate a portion of the alley west of Grant avenue and to accept a deed and dedicate the premises therein conveyed to public use for alley purposes.

Whereas, a petition signed by Columbus Coated Fabrics corporation, owner of all lots and lands abutting the alley west of Grant avenue, from the north line of Seventh avenue to the north lines, extended, of lots 107 and 124, Felix A. Jacob's subdivision, was duly presented to this council, praying for and consenting to the vacation of said alley, between the limits named, and

Whereas, said Columbus Coated Fabrics corporation has proposed to deed to the city a 16 foot strip of land off the north side of lot 106, Felix A. Jacob's subdivision, to be dedicated to public use for alley purposes, to serve as an outlet for the remaining portion of said alley west of Grant avenue, and to surface said proposed alley and pave its intersection with Sixth street, and

Whereas, council, upon hearing, is satisfied that there is good cause for such vacation as prayed for in said petition, that it will not be detrimental to the general interest and ought to be made; now, therefore,

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

Section 1. That, upon acceptance of the deed for a 16 foot strip of land off the north side of lot 106, Felix A. Jacob's subdivision, the alley west of Grant avenue, from the north line of Seventh avenue to the north lines, extended, of lots 107 and 124, Felix A. Jacob's subdivision, be and the same is hereby vacated.

Sec. 2. That the city of Columbus reserves the right to operate and maintain any and all sewers, water lines and any other public utilities owned by said city and that the right is reserved to operate and maintain any and all other public utilities, if any, now existing on or in said alley to be vacated, and shall have the right to enter thereon at any time for the purpose of operating, replacing and maintaining the same.

Sec. 3. That the deed of Columbus Coated Fabrics corporation for a 16 foot strip of land off the north side of lot 106, Felix A. Jacob's subdivision, be and the same is hereby accepted and the premises therein conveyed dedicated to public use for alley purposes.

Sec. 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law, upon the filing with the clerk of this council, by Columbus Coated Fabrics corporation, its acceptance, in writing, of each and all of the terms and provisions of this ordinance, depositing with the city treasurer a sum of money based upon the estimate of the chief engineer sufficient to cover the cost of paving the intersection of Sixth street and the proposed 16 foot alley hereby dedicated, in accordance with city specifications, and surfacing said alley, and the payment of the cost of publishing this ordinance.

Passed June 7, 1948.

JOSEPH R. JONES,

President of Council.

Approved June 7, 1948.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 473-48—To authorize and direct the director of public service to advertise for bids and enter into a contract for the construction of "sewage treatment works improvements contract No. 42, modification of primary settling tanks," and to appropriate funds to pay the cost thereof.

Whereas, pursuant to ordinance No. 491-46, passed October 7, 1946, detailed plans and specifications for the modification of the primary settling tanks at the sewage treatment works have been prepared; and

Whereas, said plans and specifications have been approved by the Ohio State Department of Health; and,

Whereas, an emergency exists in the usual daily operation of the division of sewage treatment, department of public service, in that it is imperative that this phase of the work of extending and improving the sewage treatment works be commenced as soon as practicable, and for the protection of public health, property, peace and safety; now, therefore,

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

Section 1. That the director of public service be and he is hereby authorized and directed to advertise for bids and enter into a contract for the construction of "sewage treatment works improvements contract No. 42, modification of primary settling tanks," in accordance with the plans and specifications therefor which are on file in the office of the director of public service, and which are hereby approved.

Sec. 2. That the sum of \$165,000, or so much thereof as may be needed, be and it is hereby appropriated from sewage treatment works fund No. 4, to pay the cost thereof.

Sec. 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage, and approval by the mayor.

Passed June 7, 1948.

JOSEPH R. JONES,

President of Council.

Approved June 7, 1948.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 474-48—To authorize the board of purchase to advertise for bids and to enter into a contract or contracts for the purchase of water meters for the division of water, department of public service, and to appropriate the money therefor.

Whereas, it is necessary to enter into a contract for water meters for use in the division of water, department of public service; now, therefore,

Be it ordained by the council of Columbus:

Section 1. That the board of purchase be and it is hereby authorized and directed to advertise for bids and to award a contract for the purchase of water meters for the division of water, department of public service, in accordance with specifications on file in the office of the board of purchase, for use in the division of sewage treatment, department of public service, during the twelve months period ending June 30, 1949.

Sec. 2. That for the purpose of paying the cost involved in the purchase of water meters, there be and there hereby is appropriated from division of water fund No. 90, Code 602, the sum of \$30,000, or as much thereof as may be needed.

Sec. 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed June 7, 1948.

JOSEPH R. JONES,

President of Council.

Approved June 7, 1948.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 475-48—To authorize and direct the board of purchase to advertise for bids and enter into contracts for the purchase of fuel oil, chemical lime, and ferric chloride, for use in the division of sewage treatment, department of public service during the twelve months period ending June 30, 1949.

Whereas, an emergency exists in the division of sewage treatment, department of public service, in that it is immediately necessary to make provision for an uninterrupted supply of fuel oil, chemical lime, and ferric chloride needed in the usual daily operation thereof during the twelve months period ending June 30, 1949, and for the protection of public health, property, peace and safety; now, therefore,

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

Section 1. That the board of purchase be and it is hereby authorized and directed to advertise for bids and enter into contracts for the purchase of the following supplies, in accordance with specifications on file in the office of the board of purchase, for use in the division of sewage treatment, department of public service, during the twelve months period ending June 30, 1949:

Approximately 130,000 gallons of fuel oil; approximately 1,200 tons of chemical lime; approximately 300 tons of ferric chloride.

Sec. 2. That the sum of \$50,000, or so much thereof as may be needed, be and it is hereby appropriated from the division of sewage treatment fund No. 71-010 B to pay the cost thereof.

Sec. 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor.

Passed June 7, 1948.

JOSEPH R. JONES,

President of Council.

Approved June 7, 1948.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 476-48—To permit the occupancy and use of a strip of land at the southwest corner of the alley north of Westwood drive and the first street (unnamed) west of Eureka avenue.

Whereas, in the erection of the garage in the rear of the property known as 2464 Westwood drive, said garage being located at the southwest corner of the alley north of Westwood drive and the first street (unnamed) west of Eureka avenue and being on lot No. 126 of Hillcrest Park addition, a portion thereof was so constructed as to encroach five feet in said alley and street, and

Whereas, said encroachment does not interfere with the use of said alley and street, and