

ORD. No. 476-79—To approve and authorize the filing of an application for Community Development Block Grant for the City of Columbus.

Whereas, it is necessary and in the public interest that the City of Columbus avail itself of the financial assistance provided by Title I of the Housing and Community Development Act of 1977 in order to carry out within the community the objectives as set forth in said Act; and

Whereas, under the formula as set forth in said Act, the City of Columbus is entitled to file an application with the Department of Housing and Urban Development for a Fifth Year Entitlement Grant in the amount of \$8,874,000.00; said funds to be used for Community Development activities; now, therefore:

Be it ordained by the Council of the City of Columbus:

Section 1. That the application for a Community Development Block Grant Fifth Year entitlement in the amount of \$8,874,000 as provided for in Title I of the Housing and Community Development Law of 1977 is hereby approved, and that the Mayor, acting on behalf of the City of Columbus is hereby authorized and directed to expeditiously file such application with the Department of Housing and Urban Development.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed March 26, 1979.

M. D. PORTMAN,

President of Council.

Approved March 26, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

Whereas, Ordinance No. 2443-78 accepted the plats of McKittrick Estates, Section #5, and Foxboro Village, Section #4; and

Whereas, a revised plat of Foxboro Village #4 has been presented which now contains a larger number of lots and a smaller retention basin; and

Whereas, the original acceptance of this plat by Ordinance No. 2443-78 must now be repealed; now, therefore,

Be it ordained by the Council of the City of Columbus:

Section 1. That Section 1 of Ordinance No. 2443-78 be and is hereby amended to read as follows:

"That the following plat on file in the Office of the City Engineer, Division of Engineering and Construction, be and is hereby accepted:

McKITTRICK ESTATES #5, a subdivision of 8.950 acres, lying north of Bethel Road and east of Sawmill Road."

Section 2. That existing Section 1 of Ordinance No. 2443-78, passed December 18, 1978, be and it is hereby repealed.

Section 3. That the plat of Foxboro Village #4, a subdivision of 18.197 acres, lying north of Billingsley Road and east of Sawmill Road, on file in the City Engineer's Office, Division of Engineering and Construction, be and the same is hereby accepted.

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

Passed March 26, 1979.

M. D. PORTMAN,

President of Council.

Approved March 26, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

age any utility facilities and in the event that changes become necessary to install and accommodate said wire, the grantee, its successors and assigns, shall pay the entire cost of any necessary changes, relocations, or rearrangement thereof.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law, and upon the filing by said grantee, with the Clerk of this Council, his acceptance, in writing, of each and all the terms, provisions and requirements of this ordinance, and the payment of the cost of publication thereof; provided, however, that if said grantee shall fail to accept the terms and conditions within thirty days after passage thereof, the same shall be then void and of no force and effect.

Passed March 26, 1979.

M. D. PORTMAN,

President of Council.

Approved March 26, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 600-79—To vacate the alley west of Princeton Avenue, between specified limits, subject to retention of easements for various utilities.

Whereas, the City Engineer has received a petition for the vacation of this alley; and

Whereas, this vacation will not be detrimental to the general interests; now, therefore,

Be it ordained by the Council of the City of Columbus:

Section 1. That the alley west of Princeton Avenue, from the south line of Union Avenue to the north line of the alley south of Union Avenue, be and the same is hereby vacated.

Section 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 the City; and that the right is reserved to operate and maintain any other public utilities now existing on or in said alley hereby vacated; and it shall have the right to enter thereon at any time for the purpose of constructing, installing, replacing, operating and maintaining the same.

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

Passed March 26, 1979.

M. D. PORTMAN,

President of Council.

Approved March 26, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 601-79—To vacate the alley west of Walters Street, between specified limits, subject to retention of easements for various utilities.

Whereas, the City Engineer has received a petition for the vacation of this alley; and

Whereas, this vacation will not be detrimental to the general interests; now, therefore,

Be it ordained by the Council of the City of Columbus:

Section 1. That the following alley be and is hereby vacated:
THE ALLEY WEST OF WALTERS STREET,

FROM THE NORTH LINE OF WEST FIFTH AVENUE, TO THE SOUTH LINE OF THE ALLEY NORTH OF WEST FIFTH AVENUE.

Section 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 the City; and that the right is reserved to operate and maintain any other public utilities now existing on or in said area hereby vacated; and it shall have the right to enter thereon at any time for the purpose of constructing, installing, replacing, operating and maintaining the same.

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

Passed March 26, 1979.

M. D. PORTMAN,

ORD. No. 596-79—To establish the grades of streets in Highpoint, Sections 2 and 3, in connection with private improvement of same.

Be it ordained by the Council of the City of Columbus:

Section 1. That the grades of the streets in the following subdivisions be and the same are hereby established as of record on file in the Office of the City Engineer, Division of Engineering and Construction, which plan and the specifications therefor are hereby approved:

Highpoint, Section 2 - Agreement No. 92
Plan 2939, Drawer D

Highpoint, Section 3 - Agreement No. 93
Plan 2850, Drawer D

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed March 26, 1979.

M. D. PORTMAN,

President of Council.

Approved March 26, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 597-79—To accept the plat of Westworth Village #2.

Be it ordained by the Council of the City of Columbus:

Section 1. That the following plat on file in the Office of the City Engineer, Division of Engineering and Construction, be and the same is hereby accepted:

WESTWORTH VILLAGE #2, a subdivision of 24.889 acres, located south of Park Road and west of Worthington-Galena Road.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed March 26, 1979.

M. D. PORTMAN,

President of Council.

Approved March 26, 1979.

TOM MOODY, Mayor.

Attest:

HELEN M. VAN HEYDE, City Clerk.

ORD. No. 598-79—To amend Section 1 of Ordinance No. 2443-78, passed December 18,

ORD. No. 599-79—To permit the occupancy of a portion of the public right-of-way of Pearl Street at the south line of Gay Street, with the installation of an overhead cable by Business Telephone Systems, Inc.

Whereas, two places of business owned by Dollar Savings Association desire to be serviced with an internal communication system provided by Business Telephone Systems, Inc.; and

Whereas, the system proposed requires overhead wiring to be run from the northwest corner of 33 East Gay Street to the northeast corner of 19 East Gay Street, spanning Pearl Street at the south line of Gay Street; and

Whereas, said installation encroaching upon Pearl and Gay Streets will not interfere with the use of that right-of-way for street purposes; now, therefore,

Be it ordained by the Council of the City of Columbus:

Section 1. That the owner, Dollar Savings Association, 1 East Gay Street, be and is hereby granted the right and privilege to occupy a portion of the right-of-way between 19 East Gay Street and 35 East Gay Street, spanning Pearl Street at the south line of Gay Street, with a minimum clearance of 15 feet, in connection with the installation of communication equipment, subject to the following additional conditions:

Such installation shall be approved by the Chief Inspector of the Division of Building Regulations of the City of Columbus; that the owner, Dollar Savings Association, its successors and assigns, shall save the City harmless from any and all damages which may arise from or grow out of the installation, use and maintenance of this wire; and said grantee, its successors and assigns, shall defend, at its own cost, every suit in which the City of Columbus, Ohio, shall be made a party, brought and prosecuted for the recovery of any such damages;

that the occupancy of the right-of-way is hereby permitted merely as an accommodation to the said grantee and that no right, title or interest of the public is waived or abridged in any way thereby; such permission to use and occupy said portion of Pearl Street and Gay Street, upon which the installation of the overhead wire will encroach, is being granted until such time as said buildings may be razed or removed therefrom.

F-37
R

C-44

SHOULD BE
EAST
FIFTH
AVE. NOT
WEST