

proceed with the improvement of the alley, described herein as parcel A, by grading and cindering.  
 Passed February 25, 1946.  
 JOSEPH R. JONES,  
 President of Council.  
 Approved February 26, 1946.  
 JAMES A. RHODES, Mayor.  
 Attest:  
 AGNES BROWN CAIN, City Clerk.

**AN ORDINANCE No. 83-46**—To authorize the director of public service to purchase one Ross #1712, type "CU" heat exchanger, complete with 3/4" O.D. #16 BWG copper U tubes, welded steel shell and bonnet, steel tube sheet and baffles for use in the division of sewerage treatment.

Whereas, the present heat exchanger has been found to be inadequate for cooling purposes during hot weather and when running three gas engine generators, and

Whereas, an additional heat exchanger is necessary to overcome high temperatures on the engines during above mentioned periods and is desirable in case of failure of the single unit now operating, and

Whereas, with the successful installation and operation of the cooling basin an adequate supply of cooling water is now available for use in an additional heat exchanger, and

Whereas, an emergency exists in the usual daily operation of the division of sewage treatment department of public service and it is immediately necessary to purchase said equipment for the preservation of public peace, health 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 purchase one Ross #1712 type "CU" heat exchanger complete as manufactured by the Ross Heater Company.

Sec. 2. That the sum of \$1300 or so much thereof as may be necessary be and is hereby appropriated from fund No. 71 code 700 of the division of sewerage treatment 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 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 February 25, 1946.  
 JOSEPH R. JONES,  
 President of Council.  
 Approved February 26, 1946.  
 JAMES A. RHODES, Mayor.  
 Attest:  
 AGNES BROWN CAIN, City Clerk.

**AN ORDINANCE No. 84-46**—To authorize and direct the board of purchase to advertise for bids and enter into contract for fabricated structural steel elements to be used for construction of walkways over certain tanks at the sewage treatment works and to appropriate the funds to pay the cost thereof.

Whereas, it is necessary as a part of the daily operating routine to take samples for analysis regularly, from the aeration tanks, and

Whereas, the taking of these samples at times hazardous to the safety of the employees, particularly in icy weather and at night, and

Whereas, detailed plans have been prepared to construct walkways, with protective railings across said tanks, from which samples can be safely taken expeditiously and with less hazard to the employees, now therefore,  
 Be it ordained by the council of the city of Columbus:

Section 1. That the Board of Purchase is hereby authorized and directed to advertise for bids and enter into a contract for furnishing structural steel elements, fabricated to plans prepared by the division of sewage treatment and on file in the Board of Purchase.

Sec. 2. That the sum of \$1500 or so much thereof as may be needed, be and the same is hereby appropriated from division of sewage treatment fund No. 71 code 601 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 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 February 25, 1946.  
 JOSEPH R. JONES,  
 President of Council.  
 Approved February 26, 1946.  
 JAMES A. RHODES, Mayor.  
 Attest:  
 AGNES BROWN CAIN, City Clerk.

**ORDINANCE No. 85-46**—To authorize the director of Public Service to advertise for bids and to enter into an agreement covering the removal of limestone from certain city owned property.

Whereas, the city of Columbus is the owner of a tract of land East of the Scioto River adjacent to Dublin Pike and South of the Dublin road on which there is a quantity of limestone, and

Whereas, by virtue of ordinance No. 530-40 an agreement was entered into between the city of Columbus and J. & L. Snouffer, Inc., for the removal of such limestone, and

Whereas, pursuant to such agreement the said corporation entered into and upon said premises and has removed certain of the limestone, and

Whereas, the existing agreement runs for five years, from July 26, 1941, to July 25, 1946, and

Whereas, the continued removal of such limestone from such area would be advantageous to the city of Columbus; 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 to enter into an agreement covering the removal of limestone from a portion of a tract of land located east of the Scioto river adjacent to the Dublin pike and south of the Dublin road, more particularly described as follows:

**FIRST PARCEL:**  
 Being a part of lot No. 13, of quarter township No. 3, township No. 2, range No. 19, U. S. Military lands, and bounded and described as follows:

Beginning at an iron pin set in concrete at the northwest corner of the Florence D. Sells tract, this point being also on the east boundary of the Griggs reservoir; thence with the west boundary of the Florence D. Sells tract S. 14° E. 187.1 feet to a point on the east boundary of the Griggs reservoir and at the southwest corner of the Florence D. Sells tract; thence with the south boundary of the Florence D. Sells tract S. 37 degrees 57' E. 515.0 feet to a point on the center line of the state highway No. 31; thence with the center line of the state highway No. 31, N. 6 degrees 10' E. 180.0 feet to a point on the north boundary line of the Florence D. Sells tract; thence with the said north boundary line N. 87 degrees 57' W. 580.4 feet to the point of beginning, said tract containing 2.25 acres more or less, and being all of the land owned by Florence D. Sells between state highway No. 31 and the Griggs reservoir.

**SECOND PARCEL:**  
 Being a part of lot No. 14, of quarter township No. 3, township No. 2, range No. 19, U. S. Military lands, and bounded and described as follows:

Beginning at a point at the northwest corner of the Amaziah H. Sells tract, this point being also the southwest corner of the Florence D. Sells tract and on the east boundary of the Griggs Reservoir; thence with the west boundary of the Amaziah H. Sells tract and the east boundary of the Griggs Reservoir S. 14 degrees 14' E. 394.2 feet to an iron pin set in concrete; thence S. 24 degrees 22' E. 119.2 feet to an iron pin set in concrete; thence S. 13 degrees 14' E. 212.0 feet to an iron pin set in concrete; thence S. 6 degrees 14' E. 180.3 feet to an iron pin set in concrete; thence S. 14 degrees 15' E. 540.0 feet to a point being also a point on the east boundary of the Griggs reservoir and at the northwest

corner of the tract owned by H. S. Atkinson and Forest Smith; thence with the south boundary of the Amaziah H. Sells tract, this being also the north boundary of the Atkinson-Smith tract, S. 85 degrees 00' E. 107.0 feet to a point on the center line of state highway No. 31; thence with the center line of the state highway N. 10 degrees 26' W. 328.7 feet to a point; thence with the center line of the highway N. 6 degrees 10' E. 1070.9 feet to a point on the north boundary line of the Amaziah H. Sells tract and also on the south boundary line of the Florence D. Sells tract and on the center line of state highway No. 31; thence with the north boundary line of the Amaziah H. Sells tract and the south boundary line of the Florence D. Sells tract N. 87 degrees 57' W. 515.0 feet to the place of beginning, the tract containing 3.613 acres more or less, and being all of the land owned by Amaziah H. Sells between state highway No. 31 and the Griggs Reservoir.

In accordance with the terms and conditions of such an agreement now on file in the office of said Director of Public Service.

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

Passed February 25, 1946.  
 JOSEPH R. JONES,  
 President of Council.  
 Approved February 26, 1946.  
 JAMES A. RHODES, Mayor.  
 Attest:  
 AGNES BROWN CAIN, City Clerk.

**AN ORDINANCE No. 86-46**—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, O.:

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 9 of E. J. Spencer's Addition, located on the north side of Whittier street between Lockbourne avenue and Miller avenue from a C-1 apartment district to a C-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 February 25, 1946.  
 JOSEPH R. JONES,  
 President of Council.  
 Approved February 26, 1946.  
 JAMES A. RHODES, Mayor.  
 Attest:  
 AGNES BROWN CAIN, City Clerk.

**AN ORDINANCE No. 88-46**—To vacate the second alley north of Steele avenue (alley south of Glenview boulevard), from Oakley avenue to the alley west of Oakley avenue.

Whereas, a petition, signed by the owners of all lots and lands abutting upon the second alley north of Steele avenue, from Oakley avenue to the alley west of Oakley avenue, was duly presented to this council, praying that said alley, between the limits named, be vacated, and

Whereas, council, upon hearing, is satisfied that there is good cause for such vacation as prayed for and that it will not be detrimental to the general interests and ought to be made; now, therefore,  
 Be it ordained by the council of the city of Columbus:

Section 1. That the second alley north of Steele avenue, from Oakley avenue to the alley west of Oakley 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 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 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 publication hereof by the petitioners.

Passed February 25, 1946.

JOSEPH R. JONES,

President of Council.

Approved February 26, 1946.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 89-46—To authorize the board of purchase to advertise for bids and to enter into contracts for the purchase of street maintenance and repair equipment, and to appropriate funds to pay the cost thereof.

Whereas, the efficient maintenance and repair of the city streets, boulevards and alleys necessitates the acquisition of certain equipment; now, therefore,

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

Sec. 1. That the board of purchase and it is hereby authorized and directed to advertise for bids and to enter into contracts for the purchase of one five-ton tandem road roller, one ten-ton three-wheel road roller, one air compressor, one one-thousand gallon capacity bituminous distributor and four chip spreaders, for use in the division of engineering and construction in connection with the maintenance of streets, boulevards and alleys.

Sec. 2. That the sum of \$23,000, or so much thereof as may be needed, be and it is hereby appropriated from the maintenance and repair No. 65-700 fund to pay the cost thereof.

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

Passed February 25, 1946.

JOSEPH R. JONES,

President of Council.

Approved February 26, 1946.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 90-46—To accept a plat of the resubdivision of lots 48-49-50 of Shepard Heights.

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

Sec. 1. That the plat of the resubdivision of lots 48-49-50 of Shepard Heights, as shown of record in plat book 18, page 63, and lying south of East Fifth avenue and west of Brentnell avenue, be and the same is hereby approved and accepted.

That all streets, avenues, roads and alleys not heretofore dedicated be and they are hereby dedicated to public use as such forever.

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

Passed February 25, 1946.

JOSEPH R. JONES,

President of Council.

Approved February 26, 1946.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 91-46—To authorize the director of public service to enter into an agreement with Frank B. Hyatt for the joint construction of a sanitary sewer.

Whereas, a sewer is required by Frank B. Hyatt to serve certain apartment buildings which he is erecting on the east side of Indianola avenue immediately north of Glen Echo Ravine, and

Whereas, such service could be provided by the construction of a 6" sewer from an existing sanitary sewer located in Glen Echo Ravine, and

Whereas, the city of Columbus, Ohio, plans to construct a relief sewer in

this same location to relieve flooded basement situations on the east side of Indianola avenue north of Olentangy street, and

Whereas, the economical arrangement would be to construct one single sewer designed to serve both needs and the relief sewer needs of the city of Columbus, Ohio, and

Whereas, Mr. Hyatt is willing to enter into an arrangement with the city of Columbus whereby he bears a portion of the cost of constructing a single sewer designed to serve both needs with the city bearing the remainder of the cost and whereby he gives the city an easement across his property for the relief sewer, and

Whereas, an emergency exists in the usual daily operation of the department of public service, division of engineering and construction, in that it is necessary to arrange for the construction of the aforesaid relief sewer at the earliest possible time in order to preserve the public health, peace and safety.

Now, therefore, be it ordained by the council of the city of Columbus, Ohio:

Section 1. That the director of public service be and he is hereby authorized and directed to enter into an agreement with Frank B. Hyatt for the joint construction of about 180 linear feet of 12" sewer across private property on the east side of Indianola avenue and located immediately north of Glen Echo Ravine subject to the following conditions:

a. That Mr. Hyatt, at his own cost and expense, excavate the necessary trench and prepare the bottom of the trench to proper grade so that the 12" sewer pipe may be laid without further excavation.

b. That Mr. Hyatt, at his own cost and expense, backfill the trench after the pipe has been laid.

c. That Mr. Hyatt convey to the city of Columbus, Ohio, an easement across his property for said 180 linear feet of 12" sewer.

d. That the agreement provide that the 180 linear feet of 12" sewer and appurtenances become the property of and vest in the city of Columbus, Ohio after completion of the construction of same.

e. That the city of Columbus furnish the 12" pipe and the necessary labor for the laying of the same and also that the city of Columbus furnish the materials and labor for, and construct the necessary manholes and the connection to the existing sanitary sewer in Glen Echo Ravine.

f. That Mr. Hyatt be granted the right of direct tapping privileges to said sewer for the benefit of his property frontage on Indianola avenue without payment of any tapping charge or assessment, said frontage being about 155 feet in extent.

Sec. 2. That the director of public service be and he is hereby authorized and directed to furnish the necessary materials and labor as provided in said agreement from funds appropriated to sewers and drains fund No. 72.

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 ordinance and shall take effect and be in force from and after its passage and approval by the mayor.

Passed February 25, 1946.

JOSEPH R. JONES,

President of Council.

Approved February 26, 1946.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 93-46—To authorize payment of claim of Gene Albert, 153 South Hague avenue.

Whereas, on or about the 2nd of December, 1945, at about 1 o'clock a.m., the 1937 Oldsmobile of Gene Albert struck a tree stump located on Palmetto street between Hague and Harris avenues, thereby causing damages to the automobile of said Gene Albert, and

Whereas, through no negligence of

his own he has suffered damages to his car in the reasonable sum of fifty dollars in full settlement of said claim, now, therefore,

Be it ordained by the city of Columbus:

Section 1. That the claim of Gene Albert in the reasonable compromise sum of fifty dollars for damages to his Oldsmobile Sedan sustained on or about December 2nd, 1945, as hereinabove set forth, be and the same is hereby recognized as a legal obligation of the city of Columbus, Ohio.

Sec. 2. That for the purpose of paying said claim, there be and hereby is appropriated from the general miscellaneous 21-H Fund, the sum of \$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 \$50 in payment of said claim, upon receipt of voucher approved by the city attorney and a release properly executed by the said Gene Albert 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 February 25, 1946.

JOSEPH R. JONES,

President of Council.

Approved February 26, 1946.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 94-46—To amend section 405-15 of the Columbus Code of 1930 as enacted by ordinance No. 215-42, passed April 13, 1942, and to repeal said original section as so amended.

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

Section 1. That section 405-15 of the Columbus Code of 1930, as enacted by ordinance No. 215-42, passed April 13, 1942, be and the same is hereby amended to read as follows:

Sec. 405-15, LIGHTING. Lighting in any room used for the business of dry cleaning and dry dyeing as hereinbefore defined shall be electric incandescent. Wires shall be in rigid metal conduit. All controlling devices, switches and fuses shall be located outside of such rooms, but may be located outside of any building in a weatherproof cabinet. Lights shall be equipped with vapor proof globes and substantial guards. \*\* Except that where the cleaning fluid has a "Flash Point" above 110 degrees Fahrenheit, fluorescent lighting may be substituted for incandescent lighting. \*\*

All such electrical wiring, bulbs, globes and other electrical equipment whatsoever, shall conform with the National Electrical Code and be approved by the Chief of the Fire Prevention Bureau before being put into operation.

Sec. 2. That section 405-15 of the Columbus Code of 1930 as enacted by ordinance No. 215-42, passed April 13, 1942, be and the same is hereby repealed.

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

Passed February 25, 1946.

JOSEPH R. JONES,

President of Council.

Approved February 26, 1946.

JAMES A. RHODES, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 95-46—To order and provide for the submission of ordinance No. 18-46, passed January 11, 1946, to a vote of the electors of the city of Columbus, Ohio, at an election to be held May 7, 1946.

Whereas, on January 14, 1946, this council duly passed ordinance No. 18-46, "To provide for the issue of bonds to pay the cost and expense of improving and extending the Municipal Electric Light Plant by the construction of fireproof buildings and structures, and by the purchase and installation of additional electric power plant equipment to secure a more complete enjoyment of the Municipal