

(Published in the Topeka Metro News June 5, 2009)

ORDINANCE NO. 19253

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., apportioning and levying a special assessment on certain lots and pieces of ground in the City of Topeka, Shawnee County, Kansas, for the improvement of Horseshoe Bend Subdivision and surrounding areas with piping, manholes, engineering and all other contingencies needed to complete Sanitary Sewer Improvement Project No. 40936-01, as defined and described in Resolution No. 7853, adopted and approved September 5, 2006.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS:

Section 1. For the purpose of paying the cost of piping, manholes, engineering and all other contingencies needed to complete the project, the same being Sanitary Sewer Improvement Project No. 40936-01, in the City of Topeka, Shawnee County, Kansas, there is hereby levied and assessed a special assessment on all lots and pieces of ground liable therefore. Said assessments are computed as follows:

A. GENERAL NATURE OF IMPROVEMENT:

To provide sanitary sewer service to the following described area with piping, manholes, engineering and all other contingencies needed for a complete project.

B. IMPROVEMENT DISTRICT:

TRACT NO. 1

Block A, Lots 1 through 4

Block B, Lots 1 through 11

Block C, Lots 2 through 31

Block D, Lots 1 through 22

All in Horseshoe Bend Subdivision

TRACT NO. 3

The north 300 feet of the following described tract of land:

A part of the West half of the Southeast Quarter of Section 19, Township 12 South, Range 16 East of the 6th P.M. in Shawnee County, Kansas, described as follows: Beginning at the Southeast corner of said West half

of the Southeast Quarter of Section 19; thence West along the South line of Section 19, 450.00 feet; thence North 778.00 feet; thence East 450.00 feet to the East line of said West Half of the Southeast Quarter of said Section 19; thence South to the place of beginning, EXCEPT the following tract: Beginning at a point on the South line of Section 19, Township 12 South, Range 16 East of the 6th P.M., and 450.00 feet West of the Southeast corner of the West Half of the Southeast Quarter of said Section 19; thence North parallel to the East line of said West half, 205.00 feet; thence East parallel to the South line of said Section 19, 130.00 feet; thence South parallel to the East line of the West Half of the Southeast Quarter of said Section 19, 205.00 feet; thence West 130.00 feet to the point of beginning.

AND ALSO: Part of the West Half of the Southeast Quarter of Section 19, Township 12 South, Range 16 East of the 6th P.M., in the City of Topeka, Shawnee County, Kansas, described as follows: Beginning at a point on the South line, 450.00 feet West of the Southeast corner of said West Half of said Quartet Section; thence North parallel to the East line of said West Half, 205.00 feet; thence East parallel to said South line 130.00 feet; thence South parallel to said East line 205.00 feet; thence West 130.00 feet to the point of beginning.

C. METHOD OF ASSESSMENT:

On a unit basis for all lots or individual dwelling sites which are included in the described improvement district.

D. TOTAL COST & APPORTIONMENT OF COSTS:

FINAL PROJECT COST = \$328,889.48

Section 2. The several amounts are apportioned, levied and assessed against each of said lots and pieces of ground according to the benefits to be derived by reason of the aforesaid improvements, (except the interest hereinafter mentioned) as follows:

76	SANITARY SEWER IMPROVEMENT PROJECT NO. 40936-01		
77			
78	Parcel		
79	Identification		
80	<u>Number</u>	<u>Description</u>	<u>Assessment</u>
81			
		<i>Horseshoe Bend Subdivision</i>	
		<u>BLOCK A</u>	
	1341904012001000	Lot 1	\$4836.61
	1341904012002000	Lot 2	\$4836.61
	1341904012003000	Lot 3	\$4836.61
	1341904012004000	Lot 4	\$4836.61
		<i>Horseshoe Bend Subdivision</i>	
		<u>BLOCK B</u>	
	1341904011001000	Lot 1	\$4836.61
	1341904011002000	Lot 2	\$4836.61
	1341904011003000	Lot 3	\$4836.61
	1341904011004000	Lot 4	\$4836.61
	1341904011005000	Lot 5	\$4836.61
	1341904011006000	Lot 6	\$4836.61
	1341904011007000	Lot 7	\$4836.61
	1341904011008000	Lot 8	\$4836.61
	1341904011009000	Lot 9	\$4836.61
	1341904011010000	Lot 10	\$4836.61
	1341904011011000	Lot 11	\$4836.61
		<i>Horseshoe Bend Subdivision</i>	
		<u>BLOCK C</u>	
	1341904004057000	Lot 2	\$4836.61
	1341904004057000	Lot 3	\$4836.61
	1341904004057000	Lot 4	\$4836.61
	1341904004057000	Lot 5	\$4836.61
	1341904004057000	Lot 6	\$4836.61
	1341904004057000	Lot 7	\$4836.61
	1341904004057000	Lot 8	\$4836.61
	1341904004057000	Lot 9	\$4836.61
	1341904004057000	Lot 10	\$4836.61
	1341904004057000	Lot 11	\$4836.61
	1341904004038000	Lot 12	\$4836.61
	1341904004038000	Lot 13	\$4836.61
	1341904004038000	Lot 14	\$4836.61
	1341904004038000	Lot 15	\$4836.61
	1341904004038000	Lot 16	\$4836.61
	1341904004038000	Lot 17	\$4836.61
	1341904004038000	Lot 18	\$4836.61
	1341904004038000	Lot 19	\$4836.61
	1341904004038000	Lot 20	\$4836.61

1341904004038000	Lot 21	\$4836.61
1341904004038000	Lot 22	\$4836.61
1341904004038000	Lot 23	\$4836.61
1341904004038000	Lot 24	\$4836.61
1341904004038000	Lot 25	\$4836.61
1341904004038000	Lot 26	\$4836.61
1341904004038000	Lot 27	\$4836.61
1341904004038000	Lot 28	\$4836.61
1341904004038000	Lot 29	\$4836.61
1341904004038000	Lot 30	\$4836.61
1341904004037000	Lot 31	\$4836.61

Horseshoe Bend Subdivision

BLOCK D

1341904010012000	Lot 1	\$4836.61
1341904010012000	Lot 2	\$4836.61
1341904010012000	Lot 3	\$4836.61
1341904010012000	Lot 4	\$4836.61
1341904010012000	Lot 5	\$4836.61
1341904010012000	Lot 6	\$4836.61
1341904010012000	Lot 7	\$4836.61
1341904010012000	Lot 8	\$4836.61
1341904010012000	Lot 9	\$4836.61
1341904010012000	Lot 10	\$4836.61
1341904010012000	Lot 11	\$4836.61
1341904010001000	Lot 12	\$4836.61
1341904010001000	Lot 13	\$4836.61
1341904010001000	Lot 14	\$4836.61
1341904010001000	Lot 15	\$4836.61
1341904010001000	Lot 16	\$4836.61
1341904010001000	Lot 17	\$4836.61
1341904010001000	Lot 18	\$4836.61
1341904010001000	Lot 19	\$4836.61
1341904010001000	Lot 20	\$4836.61
1341904010001000	Lot 21	\$4836.61
1341904010001000	Lot 22	\$4836.61

SE ¼ of 19-12-16

1341904003010000	A part of the West half of the Southeast Quarter of Section 19, Township 12 South, Range 16 East of the 6th P.M. in Shawnee County, Kansas, described as follows: Beginning at the Southeast corner of said West half of the Southeast Quarter of Section 19; thence West along the South line of Section 19, 450.00 feet; thence North 778.00 feet; thence East 450.00 feet to the East line of said West Half of the Southeast Quarter of said Section 19; thence South to the place of beginning, EXCEPT the following tract:	\$4836.61
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Beginning at a point on the South line of Section 19, Township 12 South, Range 16 East of the 6th P.M., and 450.00 feet West of the Southeast corner of the West Half of the Southeast Quarter of said Section 19; thence North parallel to the East line of said West half, 205.00 feet; thence East parallel to the South line of said Section 19, 130.00 feet; thence South parallel to the East line of the West Half of the Southeast Quarter of said Section 19, 205.00 feet; thence West 130.00 feet to the point of beginning.

AND ALSO: Part of the West Half of the Southeast Quarter of Section 19, Township 12 South, Range 16 East of the 6th P.M., in the City of Topeka, Shawnee County, Kansas, described as follows: Beginning at a point on the South line, 450.00 feet West of the Southeast corner of said West Half of said Quarter Section; thence North parallel to the East line of said West Half, 205.00 feet; thence East parallel to said South line 130.00 feet; thence South parallel to said East line 205.00 feet; thence West 130.00 feet to the point of beginning.

82
83 Section 3. Such assessments with accrued interest are hereby levied concurrent
84 with general property taxes and shall be payable in twenty (20) equal annual installments;
85 the first installment to be payable at the time of the first payment of the general property
86 taxes, following the publication of this ordinance.

87 Section 4. All assessments shall bear interest in an amount not to exceed the
88 legal rate established by law.

89 Section 5. The owner of any property so assessed may at any time prior to 30
90 days from the date of publication of this ordinance, pay the whole of the assessment
91 against any lot or parcel with interest accrued to the date of payment, to the City Treasurer.

92 Section 6. Assessments not paid prior to the date provided in Section 5 hereof,
93 shall be certified, together with interest accrued, or to accrue, by the City Clerk to the
94 County Clerk, and collected in the same manner as other taxes.

Section 7. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the Governing Body May 5, 2009.

CITY OF TOPEKA, KANSAS

William W. Buntin, Mayor

ATTEST:

Brenda Younger, City Clerk