

(Published in the Topeka Metro News May 31, 2010)

ORDINANCE NO. 19421

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 Capricorn Woods Subdivisions with piping, manholes, engineering and all other contingencies needed to complete Sanitary Sewer Improvement Project No. 40874-03, as defined and described in Resolution No. 7681, adopted and approved September 13, 2005.

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 Lateral Sanitary Improvement Project No. 40874-03, 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 required for a complete project.

B. IMPROVEMENT DISTRICT:

Capricorn Woods Subdivision No. 3

Lots 1-11, Block A

Lots 1-14, Block B

Lots 1-5, Block C

Lots 1-2, Block D

Capricorn Woods Subdivision

Lot 1, Block B

C. METHOD OF ASSESSMENT:

Improvement District's portion of costs shall be on a unit basis for all lots of individual dwelling sites that are included in the improvement district.

D. TOTAL COST & APPORTIONMENT OF COSTS:

City of Topeka combined water, wastewater and
stormwater utility operating funds and other

legally available funds\$ 26,595.00

Improvement District.....\$221,011.92

TOTAL FINAL PROJECT COST: \$247,606.92

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:

SANITARY SEWER IMPROVEMENT PROJECT NO. 40874-03

| <u>Legal Description</u> | <u>Assessment</u> |
|--|-------------------|
| <i>Capricorn Woods Subdivision No. 3</i> | |
| Block A, Lot 1 | \$6,697.33 |
| Block A, Lot 2 | \$6,697.33 |
| Block A, Lot 3 | \$6,697.33 |
| Block A, Lot 4 | \$6,697.33 |
| Block A, Lot 5 | \$6,697.33 |
| Block A, Lot 6 | \$6,697.33 |
| Block A, Lot 7 | \$6,697.33 |
| Block A, Lot 8 | \$6,697.33 |
| Block A, Lot 9 | \$6,697.33 |
| Block A, Lot 10 | \$6,697.33 |
| Block A, Lot 11 | \$6,697.33 |
| Block B, Lot 1 | \$6,697.33 |
| Block B, Lot 2 | \$6,697.33 |

| | | |
|----|------------------------------------|------------|
| 72 | Block B, Lot 3 | \$6,697.33 |
| 73 | Block B, Lot 4 | \$6,697.33 |
| 74 | Block B, Lot 5 | \$6,697.33 |
| 75 | Block B, Lot 6 | \$6,697.33 |
| 76 | Block B, Lot 7 | \$6,697.33 |
| 77 | Block B, Lot 8 | \$6,697.33 |
| 78 | Block B, Lot 9 | \$6,697.33 |
| 79 | Block B, Lot 10 | \$6,697.33 |
| 80 | Block B, Lot 11 | \$6,697.33 |
| 81 | Block B, Lot 12 | \$6,697.33 |
| 82 | Block B, Lot 13 | \$6,697.33 |
| 83 | Block B, Lot 14 | \$6,697.33 |
| 84 | Block C, Lot 1 | \$6,697.33 |
| 85 | Block C, Lot 2 | \$6,697.33 |
| 86 | Block C, Lot 3 | \$6,697.33 |
| 87 | Block C, Lot 4 | \$6,697.33 |
| 88 | Block C, Lot 5 | \$6,697.33 |
| 89 | Block D, Lot 1 | \$6,697.33 |
| 90 | Block D, Lot 2 | \$6,697.33 |
| 91 | <i>Capricorn Woods Subdivision</i> | |
| 92 | | |
| 93 | Block B, Lot 1 | \$6,697.33 |
| 94 | | |

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

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

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

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

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

109 PASSED and APPROVED by the Governing Body May 25, 2010.

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111 CITY OF TOPEKA, KANSAS
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114

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116 _____
117 William W. Bunten, Mayor

118 ATTEST:
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122 _____
123 Brenda Younger, City Clerk