

(Published in the Topeka Metro News June 20, 2011)

ORDINANCE NO. 19578

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 with piping, manholes, engineering and all other contingencies needed to complete Sanitary Sewer Improvement Project No. 40936-00, as defined and described in Resolution No. 7798, adopted and approved May 9, 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. 40936-00, 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, force main, pump station, manholes, engineering and all other contingencies required for a complete project.

B. IMPROVEMENT DISTRICT:

Tract No. 1

Horseshoe Bend Subdivision

Lots 1 through 4, Block 'A'

Lots 1 through 11, Block 'B'

Lots 2 through 31, Block 'C'

Lots 1 through 22, Block 'D'

Tract No. 2

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 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.

C. METHOD OF ASSESSMENT:

On a unit basis (68 total units) for all parcels which are included in the described improvement district as follows:

Tract No. 1 – 67 units

Tract No. 2 – 1 unit

D. TOTAL COST & APPORTIONMENT OF COSTS:

FINAL PROJECT COST = \$230,240.91

Improvement district will pay 100% of the costs

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. 40936-00

	<u>Legal Description</u>	<u>Assessment</u>
88	<i>HORSESHOE BEND SUBDIVISION</i>	
90	Block C, Lot 31	\$3,385.90
91	Block C, Lot 30	\$3,385.90
92	Block C, Lot 29	\$3,385.90
93	Block C, Lot 28	\$3,385.90
94	Block C, Lot 27	\$3,385.90
95	Block C, Lot 26	\$3,385.90
96	Block C, Lot 25	\$3,385.90
97	Block C, Lot 24	\$3,385.90
98	Block C, Lot 23	\$3,385.90
99	Block C, Lot 22	\$3,385.90
100	Block C, Lot 21	\$3,385.90
101	Block C, Lot 20	\$3,385.90
102	Block C, Lot 19	\$3,385.90
103	Block C, Lot 18	\$3,385.90
104	Block C, Lot 17	\$3,385.90
105	Block C, Lot 16	\$3,385.90
106	Block C, Lot 15	\$3,385.90
107	Block C, Lot 14	\$3,385.90
108	Block C, Lot 13	\$3,385.90
109	Block C, Lot 12	\$3,385.90
110	Block C, Lot 11	\$3,385.90

111	Block C, Lot 10	\$3,385.90
112	Block C, Lot 9	\$3,385.90
113	Block C, Lot 8	\$3,385.90
114	Block C, Lot 7	\$3,385.90
115	Block C, Lot 6	\$3,385.90
116	Block C, Lot 5	\$3,385.90
117	Block C, Lot 4	\$3,385.90
118	Block C, Lot 3	\$3,385.90
119	Block C, Lot 2	\$3,385.90
120	Block D, Lot 22	\$3,385.90
121	Block D, Lot 21	\$3,385.90
122	Block D, Lot 20	\$3,385.90
123	Block D, Lot 19	\$3,385.90
124	Block D, Lot 18	\$3,385.90
125	Block D, Lot 17	\$3,385.90
126	Block D, Lot 16	\$3,385.90
127	Block D, Lot 15	\$3,385.90
128	Block D, Lot 14	\$3,385.90
129	Block D, Lot 13	\$3,385.90
130	Block D, Lot 12	\$3,385.90
131	Block D, Lot 11	\$3,385.90
132	Block D, Lot 10	\$3,385.90
133	Block D, Lot 9	\$3,385.90

134	Block D, Lot 8	\$3,385.90
135	Block D, Lot 7	\$3,385.90
136	Block D, Lot 6	\$3,385.90
137	Block D, Lot 5	\$3,385.90
138	Block D, Lot 4	\$3,385.90
139	Block D, Lot 3	\$3,385.90
140	Block D, Lot 2	\$3,385.90
141	Block D, Lot 1	\$3,385.90
142	Block B, Lot 1	\$3,385.90
143	Block B, Lot 2	\$3,385.90
144	Block B, Lot 3	\$3,385.90
145	Block B, Lot 4	\$3,385.90
146	Block B, Lot 5	\$3,385.90
147	Block B, Lot 6	\$3,385.90
148	Block B, Lot 7	\$3,385.90
149	Block B, Lot 8	\$3,385.90
150	Block B, Lot 9	\$3,385.90
151	Block B, Lot 10	\$3,385.90
152	Block B, Lot 11	\$3,385.90
153	Block A, Lot 1	\$3,385.90
154	Block A, Lot 2	\$3,385.90
155	Block A, Lot 3	\$3,385.90
156	Block A, Lot 4	\$3,385.90

TRACT NO. 2 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 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.

\$3,385.90

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

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

Section 5. The owner of any property so assessed may at any time prior to 30 days from the date of publication of this ordinance, pay the whole of the assessment

against any lot or parcel with interest accrued to the date of payment, to the City Treasurer.

Section 6. Assessments not paid prior to the date provided in Section 5 hereof, shall be certified, together with interest accrued, or to accrue, by the City Clerk to the 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 June 14, 2011.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk