

(Published in the Topeka Metro News on July 29, 2013)

ORDINANCE NO. 19836

AN ORDINANCE introduced by Jim Colson, City Manager, apportioning and levying a special assessment on certain lots and pieces of ground in the City of Topeka, Shawnee County, Kansas, in the area of Horseshoe Bend Subdivision Nos. 2 and 3 for Street Improvement Project No. T-601024.00, as defined and described in Resolution No. 8448, adopted and approved July 24, 2012.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. For the purpose of paying the cost Street Improvement Project No. T-601024.00, in the City of Topeka, Shawnee County, Kansas, the Governing Body, pursuant to K.S.A. 12-6a01 *et seq.*, hereby levies and assesses a special assessment on all lots and pieces of ground liable therefore. Said assessments are computed as follows:

A. GENERAL NATURE OF IMPROVEMENT:

To pave SE Whiteoak Lane from the south line of Lot 1, Block D, Horseshoe Bend Subdivision No. 2 to its intersection with SE 44th Street; SE 44th Street from the west line of Lot 1, Block D, Horseshoe Bend Subdivision No. 2 to the east line of Lot 1, Block C, Horseshoe Bend Subdivision No. 2; SE 43rd Terrace from the west line of Lot 9, Block B, Horseshoe Bend Subdivision No. 2 to the east line of Lot 1, Block B, Horseshoe Bend Subdivision No. 2; SE Whiteoak Lane from its intersection with SE 43rd Terrace to its intersection with SE 43rd Street; SE 43rd Street from the west line of Lot 1, Block A, Horseshoe Bend Subdivision No. 2 east and south to its intersection with SE 43rd Terrace with asphalt pavement, curb and gutter, grading, curb inlets, and storm sewer pipes and all related appurtenances for a complete project.

B. IMPROVEMENT DISTRICT:

Horseshoe Bend Subdivision No. 2
Block A, Lots 3 through 7
Block B, Lots 1 through 19
Block C, Lots 1 through 8
Block D; Lot 1
Block E; Lots 1 through 6
Block F; Lots 1 through 11

Horseshoe Bend Subdivision No. 3
Block A, Lots 1 through 3

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 = \$885,239.22

100 % by the Improvement District.

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:

STREET IMPROVEMENT PROJECT NO. T-601024.00

<u>Legal Description</u>	<u>Assessment</u>
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<i>Subdivision</i>	<i>Block</i>	<i>Lot</i>	<i>Cost to Owner (principal)</i>
Horseshoe Bend #3	A	1	\$16,702.63
Horseshoe Bend #3	A	2	\$16,702.63
Horseshoe Bend #3	A	3	\$16,702.63
Horseshoe Bend #2	A	3	\$16,702.63
Horseshoe Bend #2	A	4	\$16,702.63
Horseshoe Bend #2	A	5	\$16,702.63
Horseshoe Bend #2	A	6	\$16,702.63
Horseshoe Bend #2	A	7	\$16,702.63
Horseshoe Bend #2	B	1	\$16,702.63
Horseshoe Bend #2	B	2	\$16,702.63
Horseshoe Bend #2	B	3	\$16,702.63
Horseshoe Bend #2	B	4	\$16,702.63
Horseshoe Bend #2	B	5	\$16,702.63
Horseshoe Bend #2	B	6	\$16,702.63
Horseshoe Bend #2	B	7	\$16,702.63
Horseshoe Bend #2	B	8	\$16,702.63
Horseshoe Bend #2	B	9	\$16,702.63
Horseshoe Bend #2	B	10	\$16,702.63
Horseshoe Bend #2	B	11	\$16,702.63
Horseshoe Bend #2	B	12	\$16,702.63
Horseshoe Bend #2	B	13	\$16,702.63

Horseshoe Bend #2	B	14	\$16,702.63
Horseshoe Bend #2	B	15	\$16,702.63
Horseshoe Bend #2	B	16	\$16,702.63
Horseshoe Bend #2	B	17	\$16,702.63
Horseshoe Bend #2	B	18	\$16,702.63
Horseshoe Bend #2	B	19	\$16,702.63
Horseshoe Bend #2	C	1	\$16,702.63
Horseshoe Bend #2	C	2	\$16,702.63
Horseshoe Bend #2	C	3	\$16,702.63
Horseshoe Bend #2	C	4	\$16,702.63
Horseshoe Bend #2	C	5	\$16,702.63
Horseshoe Bend #2	C	6	\$16,702.63
Horseshoe Bend #2	C	7	\$16,702.63
Horseshoe Bend #2	C	8	\$16,702.63
Horseshoe Bend #2	D	1	\$16,702.63
Horseshoe Bend #2	E	1	\$16,702.63
Horseshoe Bend #2	E	2	\$16,702.63
Horseshoe Bend #2	E	3	\$16,702.63
Horseshoe Bend #2	E	4	\$16,702.63
Horseshoe Bend #2	E	5	\$16,702.63
Horseshoe Bend #2	E	6	\$16,702.63
Horseshoe Bend #2	F	1	\$16,702.63
Horseshoe Bend #2	F	2	\$16,702.63
Horseshoe Bend #2	F	3	\$16,702.63
Horseshoe Bend #2	F	4	\$16,702.63
Horseshoe Bend #2	F	5	\$16,702.63
Horseshoe Bend #2	F	6	\$16,702.63
Horseshoe Bend #2	F	7	\$16,702.63
Horseshoe Bend #2	F	8	\$16,702.63
Horseshoe Bend #2	F	9	\$16,702.63
Horseshoe Bend #2	F	10	\$16,702.63
Horseshoe Bend #2	F	11	\$16,702.63

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

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

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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 July 23, 2013.

CITY OF TOPEKA, KANSAS

Larry E. Wolgast, Mayor

ATTEST:

Brenda Younger, City Clerk