

_____Published in the Wichita Eagle, **October 24, 2008**

ORDINANCE NO. 48-055

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF **CONSTRUCTION OF SWD NO. 290, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, West of Tyler (468-84151/485-322).**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: construction of **SWD NO. 290, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, West of Tyler (468-84151/485-322)** and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$536,300.00** and that **\$536,300.00** be assessed against the improvement district, **\$0.00** be paid by the City at Large and **\$0.00** be paid by the Sewer Utility Fund, and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by **Resolution No. 06-055, rescinded by 07-156, rescinded by 07-330**, adopted **February 14, 2006, March 6, 2007, June 5, 2007** and published **February 17, 2006, March 8, 2007, June 7, 2007** be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
LOT 46 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 47 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 48 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 49 BLOCK 1	2,574.24

FOX RIDGE ADD.	
LOT 50 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 51 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 52 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 53 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 54 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 55 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 56 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 57 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 58 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 59 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 60 BLOCK 1 FOX RIDGE ADD.	2,574.24
LOT 147 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 148 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 149 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 150	3,485.95

BLOCK 1 FOX RIDGE ADD.	
LOT 151 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 152 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 153 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 154 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 155 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 156 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 157 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 158 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 159 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 160 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 161 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 162 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 163 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 164 BLOCK 1 FOX RIDGE ADD.	3,485.95

LOT 165 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 166 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 167 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 168 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 169 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 170 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 171 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 172 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 173 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 174 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 175 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 176 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 177 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 178 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 179 BLOCK 1 FOX RIDGE ADD.	3,485.95

LOT 180 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 181 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 182 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 183 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 184 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 185 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 186 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 187 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 188 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 189 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 190 BLOCK 1 FOX RIDGE ADD.	3,485.95
LOT 14 BLOCK 4 FOX RIDGE ADD.	6,435.60
LOT 15 BLOCK 4 FOX RIDGE ADD.	6,435.60
LOT 16 BLOCK 4 FOX RIDGE ADD.	6,435.60
LOT 17 BLOCK 4	6,435.60

FOX RIDGE ADD.	
LOT 18 BLOCK 4 FOX RIDGE ADD.	6,435.60
LOT 19 BLOCK 4 FOX RIDGE ADD.	6,435.60
LOT 20 BLOCK 4 FOX RIDGE ADD.	6,435.60
LOT 21 BLOCK 4 FOX RIDGE ADD.	6,435.60
LOT 23 BLOCK 4 FOX RIDGE ADD.	8,259.02
LOT 26 BLOCK 4 FOX RIDGE ADD.	8,259.02
LOT 27 BLOCK 4 FOX RIDGE ADD.	8,259.02
LOT 47 BLOCK 4 FOX RIDGE ADD.	8,795.32
LOT 51 BLOCK 4 FOX RIDGE ADD.	3,378.69
LOT 52 BLOCK 4 FOX RIDGE ADD.	6,381.97
LOT 53 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 54 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 55 BLOCK 4 FOX RIDGE ADD.	3,217.80
LOT 56 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 57	6,596.49

BLOCK 4 FOX RIDGE ADD.	
LOT 58 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 59 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 60 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 61 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 64 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 65 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 67 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 68 BLOCK 4 FOX RIDGE ADD.	6,596.49
LOT 71 BLOCK 4 FOX RIDGE ADD.	8,902.58
LOT 72 BLOCK 4 FOX RIDGE ADD.	8,902.58
LOT 75 BLOCK 4 FOX RIDGE ADD.	8,902.58
LOT 1 BLOCK 1 FOX RIDGE 2ND ADD	8,259.02
LOT 2 BLOCK 1 FOX RIDGE 2ND ADD	8,259.02
LOT 3 BLOCK 1 FOX RIDGE 2ND ADD	8,259.02

LOT 1 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 2 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 3 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 4 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 5 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 6 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 7 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 8 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 9 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 10 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 11 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 12 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 13 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02
LOT 14 BLOCK 2 FOX RIDGE 2ND ADD	8,259.02

SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section

1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until 5:00 o'clock p.m. on **November 24, 2008**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed twenty (20) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year **2009**.

SECTION 5. This ordinance shall take effect and be in force as of and on **October 24, 2008** after its passage and publication once in the official city paper.

PASSED by the governing body of the City of Wichita, Kansas this 21st day of October, 2008.

Signed by the Mayor

Carl Brewer, Mayor

ATTEST:

Karen Sublett, City Clerk
(seal)

APPROVED AS TO FORM:

Gary Rebenstorf, Director of Law