

_____Published in The Wichita Eagle **March 24, 2006**

ORDINANCE NO. 46-971

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 **IMPROVING 27TH ST. N. FROM THE WEST LINE OF WELLINGTON TO THE WEST LINE OF MARKET, TO SERVE MONTROSE PARK, ALEY PARK & NORTH LAWN ADDITIONS, (PROJECT NO. 490-982/472-83959)**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: **IMPROVING 27TH ST. N. FROM THE WEST LINE OF WELLINGTON TO THE WEST LINE OF MARKET, TO SERVE MONTROSE PARK, ALEY PARK & NORTH LAWN ADDITIONS,** and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$99,600.00** and that **\$83,340.00** be assessed against the improvement district and **\$16,260.00** be paid by the City at large, 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. R-04-127, R-04-138**, adopted **March 16, 2004. April 6, 2004**, and published **March 18, 2004, April 8, 2004**, 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
LOTS 175-176-177-178 NORTH LAWN ADD.	2,383.56 553.50
LOTS 179-180-181 NORTH LAWN ADD.	1,787.67
LOTS 182-183 NORTH LAWN ADD.	1,191.78
ALEY PARK EXC W 62 1/2 FT & EXC S 60 FT E 62.5 FT THEREOF NORTH LAWN ADD.	1,489.92 576.00

W 62 1/2 FT ALEY PARK NORTH LAWN ADD.	1,487.16
LOTS 60-61-62-63 ALEY PARK ADD.	2,227.18
	576.00
LOTS 64-65-66-67 ALEY PARK ADD.	2,227.18
LOTS 68-69-70 ALEY PARK ADD.	1,670.38
	579.50
LOTS 25-26-27-28 BLOCK F MONTROSE PARK ADD.	2,418.31
LOTS 29-31 BLOCK F MONTROSE PARK ADD.	2,418.31
LOTS 33-35-37-39 BLOCK F MONTROSE PARK ADD.	4,836.61
BEG 175.5 FT E SW COR LOT 52 N 54.5 FT W 8.75 FT N 33.44 FT E 78.01 FT TO E LI LOT 45 TH S 87.58 FT TO SE COR LOT 51 W 69.26 FT TO BEG BLOCK F MONTROSE PARK ADD	2,525.72
	676.50
LOTS 30-32 BLOCK F MONTROSE PARK ADD.	2,418.31
LOTS 34-36-38-40 BLOCK F MONTROSE PARK ADD.	4,836.61
BEG 118 FT E SW COR LOT 52 E 57.5FT N 54.5 FT W 8.75 FT N 33.44 FT W 63.82 FT S 33.73 FT E 15 FT S 54.5 FT TO BEG BLOCK F MONTROSE PARK ADDITION	2,083.83
	495.00
LOTS 21-23-25-27 BLOCK G MONTROSE PARK ADD.	1,209.15
LOTS 29-31 BLOCK G MONTROSE PARK ADDITION	2,418.31
LOTS 33-35-37-39 BLOCK G MONTROSE PARK ADD.	4,836.61
LOTS 41-43-45	3,627.46

BLOCK G MONTROSE PARK ADD.	
LOTS 47-49-51 BLOCK G MONTROSE PARK ADD.	4,131.34
LOTS 28-30 BLOCK G MONTROSE PARK ADD.	2,418.31
LOT 32 BLOCK G MONTROSE PARK ADD.	1,209.15
LOT 34 BLOCK G MONTROSE PARK ADD.	1,209.15
LOT 36 BLOCK G MONTROSE PARK ADD.	1,209.15
LOTS 38-40 BLOCK G MONTROSE PARK ADD	2,418.31
LOTS 42-44 BLOCK G MONTROSE PARK ADD.	2,418.31
LOTS 46-48 BLOCK G MONTROSE PARK ADD.	2,418.31
LOTS 50-52 BLOCK G MONTROSE PARK ADD.	2,979.84
ALL ODD LOTS 41-43 & N 22 FT LOT 45 BLOCK F MONTROSE PARK ADDITION	3,482.53
ALL EVEN LOTS 42-44 & N 22 FT LOT 46 BLOCK F MONTROSE PARK ADDITION	3,482.53
THAT PART LOTS 46-48-50-52 BEG SW COR LOT 52 TH E 68 FT N 88.4 FT W 70 FT S 88.71 FT TO BEG BLOCK F MONTROSE PARK ADDITION	2,408.83
THAT PART LOTS 46-48-50-52 BEG 68 FT E SW COR LOT 52 TH E 50 FT N 54.4 FT W 15 FT N 33.75 FT W 33 FT S 88.4 FT TO BEG BLOCK F MONTROSE PARK ADDITION	1,508.68 495.00

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 **April 24, 2006**, 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 fifteen (15) 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 **2006**.

SECTION 5. This ordinance shall take effect and be in force as of and on **March 24, 2006** after its passage and publication once in the official city paper.

ADOPTED at Wichita, Kansas on **March 21, 2006**.

Carlos Mayans, Mayor

ATTEST:

Karen Sublett, City Clerk
(seal)

APPROVED AS TO FORM:

Gary Rebenstorf, Director of Law