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RESOLUTION NO. 07-234

RESOLUTION DIRECTING AND ORDERING A PUBLIC HEARING ON THE
ADVISABILITY OF AN IMPROVEMENT

A resolution directing and providing for a public hearing on the advisability of improvements consisting of paving 51ST STREET NORTH FROM THE WEST LINE OF ATHENIAN TO THE EAST LINE OF MERIDIAN 472-84545 in the City of Wichita, Kansas, all as provided by KSA 12-6a04. Said hearing shall be held on May 1, 2007 in the City Council Chambers of City Hall at 9:00 a.m.

Be it further resolved: That the City Clerk of the City of Wichita, Kansas shall give notice of the aforesaid public hearing by publication in the official city newspaper in the manner provided by KSA 12-6a04 in the following form:

NOTICE OF HEARING

NOTICE OF HEARING ON IMPROVEMENTS CONSISTING OF
PAVING 51ST STREET NORTH FROM THE WEST LINE OF ATHENIAN TO
THE EAST LINE OF MERIDIAN 472-84545, IN THE CITY OF WICHITA,
KANSAS.

Notice is hereby given that the Governing Body of the City of Wichita, Kansas will hold a hearing as provided by KSA 12-6a04, at its regular meeting on May 1, 2007. Said meeting to be held in the City Council Chambers of the City Building, 455 North Main Street at 9:00 a.m. Said hearing to begin at 9:00 a.m., for the purpose of considering the advisability of the following improvements:

SECTION 1. That it is necessary and in the public interest to pave 51ST STREET NORTH FROM THE WEST LINE OF ATHENIAN TO THE EAST LINE OF MERIDIAN 472-84545.

Said pavement shall be constructed of the material in accordance with plans and specifications provided by the City Engineer.

SECTION 2. That the estimated and probable cost of the foregoing improvement being Three Hundred Ten Thousand Dollars (\$310,000), exclusive of the cost of interest on borrowed money, with 93.8 percent payable by the improvement district and 6.2 percent payable by the City-at-large. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after April 1, 2007.

SECTION 3. That the cost of said improvement attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

H L WARNER 2ND ADDITION

Lots 1 through 8 and Lot 9 Except for the North 79 Feet, Block 1
Lots 5 through 11 Inclusive and South 20 Feet of Lot 4, Block 2

HULL ADDITION

Lot 1 Except Part Taken for Road, Block 1
Lots 2 through 4 Inclusive, Block 1

H L WARNER ADDITION

The South 7.5 Feet of Lot 4, Block 1

UNPLATTED TRACT

In Section 19, Twp 26S, R1E,

The north 300 ft of unplatted tract: southwest $\frac{1}{4}$ of the northwest $\frac{1}{4}$ except the south $\frac{1}{4}$ thereof and except beginning 770 feet north of southwest corner northwest $\frac{1}{4}$ north 237 feet east 677 feet south 237 feet west 677 feet to beginning and except for that point taken for road on west, except for 30 feet taken on the north for road and except for drainage easement on the south (A-504-UP)

Beginning 770 feet north of southwest corner of the northwest $\frac{1}{4}$ thence north 237 feet, thence east 677 feet, thence south 237 feet, thence west 677 feet to the beginning except for west 50 feet for road (A-554-UP)

The north $\frac{1}{2}$ of the southwest $\frac{1}{4}$, of the northwest $\frac{1}{4}$, of the northwest $\frac{1}{4}$, except the north 133 feet and except for road on west (A-494-UP)

The north 133 ft of north $\frac{1}{2}$ of the southwest $\frac{1}{4}$, of the northwest $\frac{1}{4}$, of the northwest $\frac{1}{4}$, except for road on west (A-495-UP)

SECTION 4. That the method of assessment of all costs for the improvements for which the improvement district shall be liable shall be on a square foot basis.

Except when driveways are requested to serve a particular tract, lot, or parcel, the cost of said driveway shall be in addition to the assessment to said tract, lot, or parcel and shall be in addition to the assessment for other improvements. Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

The hearing may be adjourned from time to time until the Governing Body of the City of Wichita, Kansas shall have made findings by resolution as to the advisability of the improvements, the nature of the improvements, the estimated cost, the boundaries of the improvement district and the method of assessment, all as finally determined by the said Governing Body: Provided the area of the proposed improvement district to be assessed may be less than but shall not exceed the area proposed to be assessed as stated in this Notice of Hearing without giving notice and holding a new hearing on the improvements. All persons desiring to be heard with reference to the proposed improvements will be heard at this hearing.

That this resolution shall be published twice in the official City newspaper. The two publications shall be a week apart and at least three days shall elapse between the last publication and the hearing.

PASSED AND APPROVED by the governing body of the City of Wichita, Kansas, this April 10, 2007.

Carlos Mayons, Mayor

ATTEST:

KAREN SUBLETT, CITY CLERK

(SEAL)