

First Published in the Wichita Eagle on August 10, 2007

RESOLUTION NO. 07-441

RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING CONSTRUCTION OF WATER DISTRIBUTION SYSTEM NUMBER 448-90308 (ALONG HOOVER, BETWEEN 23RD ST. NORTH AND 25TH ST. NORTH) IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE ADVISABILITY OF THE CONSTRUCTION OF WATER DISTRIBUTION SYSTEM NUMBER 448-90308 (ALONG HOOVER, BETWEEN 23RD ST. NORTH AND 25TH ST. NORTH) IN THE CITY OF WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That it is necessary and in the public interest to construct Water Distribution System Number 448-90308 (along Hoover, between 23rd St. north and 25th St. North).

SECTION 2. That the cost of said improvements provided for in Section 1 hereof is estimated to be Hundred Twenty-Six Thousand Dollars (\$126,000) exclusive of the cost of interest on borrowed money, with Sixty-Three Thousand Dollars (\$63,000) payable by the improvement district. The remaining cost of the improvements shall be payable by the Wichita Water Utility fund. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after November 1, 2006, exclusive of the costs of temporary financing.

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

UNPLATTED TRACTS

In Section 3, Twp 27S, R1W

The East 150 Feet of Unplatted Tract: Beginning 40 Feet South of the Northeast Corner of the SE1/4 South 100 Feet West 225 Feet North 100 Feet East to Beginning

The East 150 Feet of Unplatted Tract: North Half Of A Tract Beginning 140 Feet South of the Northeast Corner of the SE1/4 South 200 Feet West 225 Feet North 200 Feet East to Beginning

The East 150 Feet of Unplatted Tract: Beginning 230 Feet North of the Southeast Corner of the NE1/4 of the SE1/4 West 225 Feet North 100 Feet East 225 Ft South to Beginning

The East 150 Feet of Unplatted Tract: South Half of a Tract Beginning 140 Feet South of the Northeast Corner of the SE1/4 South 200 Feet West 225 Feet North 200 Feet East to Beginning

The East 150 Feet of Unplatted Tract: East 225 Feet of the NE1/4 of the SE1/4 Except for North 874.2 Feet Thereof and Except for South 330 Feet Thereof

The East 150 Feet of Unplatted Tract: Beginning 340 Feet South of the Northeast Corner of the SE1/4 South 100 Feet West 210 Feet North 100 Feet East 210 Feet to Beginning

The East 150 Feet of Unplatted Tract: Beginning 700 Feet South and 30 Feet West of the Northeast Corner of the SE1/4 West 195 Feet South 180 Feet East 195 Feet North 180 Feet to Beginning Except for South 5.80 Feet Thereof

The East 150 Feet of Unplatted Tract: Beginning 640 Feet South of the Northeast Corner of the SE1/4 West 225 Feet North 100 Feet East 225 Feet South to Beginning

The East 150 Feet of Unplatted Tract: Beginning 440 Feet South of the Northeast Corner of the SE1/4 South 100 Feet West 225 Feet North 100 Feet East to Beginning

In Section 2, Twp 27S, R1W

The West 150 Feet of Unplatted Tract: North 105 Feet South 420 Feet West 210 Feet of the NW 1/4 of the SW 1/4

The West 150 Feet of Unplatted Tract: North 445 Feet of the NW1/4 of the SW1/4

The West 150 Feet of Unplatted Tract: North 225 Feet North 450 Feet South 870 Feet of the NW1/4 of the SW1/4

The West 150 Feet of Unplatted Tract: West 183.5 Feet South 225 Feet North 450 Feet South 870 Feet of the NW1/4 of the SW1/4 Except for Road

The West 150 Feet of Unplatted Tract: S 105 FT N 210 FT S 420 FT W 210 FT NW1/4 SW1/4

SECTION 4. That the method of apportioning all costs of said improvements attributable to the improvement district to the owners of land liable for assessment therefore shall be on a front foot basis.

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.

SECTION 5. That payment of said assessments may indefinitely be deferred as against those property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 6. That the City Engineer shall prepare plans and specifications for said improvement and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 7. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the

owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment for the costs of the improvement requested thereby; the advisability of the improvements set forth above is hereby established as authorized by K.S.A. 12-6a01 et seq., as amended.

SECTION 8. Be it further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 9. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

PASSED by the governing body of the City of Wichita, Kansas, this 7th day of August, 2007

---

CARL BREWER, MAYOR

ATTEST:

---

KAREN SUBLETT, CITY CLERK  
(SEAL)