

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

ORDINANCE NO. 48-063

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 SWS NO. 630, TO SERVE EC & LR COLES ADDITION TO CAREY PARK, HIXON AND KILLINGERS ADDITION, North of 29th Street North, West of Arkansas (468-84335/485-337).

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 **SWS NO. 630, TO SERVE EC & LR COLES ADDITION TO CAREY PARK, HIXON AND KILLINGERS ADDITION, North of 29th Street North, West of Arkansas (468-84335/485-337)** and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$84,700.00** and that **\$42,350.00** be assessed against the improvement district, **\$42,350.00** 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. 07-161**, adopted **March 6, 2007** and published **March 8, 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
LOTS 2-4-6-8 & 1/2 VAC ALLEY ON E BLOCK 1 COLE'S, EC & LR ADD TO CAREY PARK	587.26
LOTS 10-12-14-16-18 & 1/2 VAC ALLEY ON E BLOCK 1 COLE'S EC & LR ADD TO CAREY PARK	734.08
LOTS 20-22 & 1/2 VAC ALLEY ON E BLOCK 1 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 24-26 & 1/2 VAC ALLEY ON E	293.63

BLOCK 1 COLE'S, EC & LR ADD TO CAREY PARK	
LOTS 28-30 & 1/2 VAC ALLEY ON E BLOCK 1 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 32-34 & 1/2 VAC ALLEY ON E BLOCK 1 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 36-38 & 1/2 VAC ALLEY ON E BLOCK 1 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 40-42 & S 1/2 LOT 44 & 1/2 VAC ALLEY ON E BLOCK 1 COLES, EC & LR ADD TO CAREY PARK	367.02
N 1/2 LOT 44 ALL LOTS 46-48 & 1/2 VAC ALLEY ON E BLOCK 1 COLES, EC & LR ADD TO CAREY PARK	367.02
LOTS 1-3 & 1/2 VAC ALLEY ON W BLOCK 2 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 5-7 & 1/2 VAC ALLEY ON W BLOCK 2 COLES, EC & LR ADD TO CARY PARK	293.63
LOTS 9-11 & 1/2 VAC ALLEY ON W BLOCK 2 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 13-15 & 1/2 VAC ALLEY ON W BLOCK 2 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOT 17 & 1/2 VAC ALLEY ON W BLOCK 2 COLE'S, EC & LR ADD TO CAREY PARK	146.82
LOTS 19-21-23 & S 5 FT LOT 25 & 1/2 VAC ALLEY ON W BLOCK 2 COLES, EC & LR ADD TO CAREY PARK	469.81
LOT 25 EXC S 5 FT & 1/2 VAC ALLEY ON W BLOCK 2 COLES, EC & LR ADD TO CAREY PARK	117.45
LOTS 27-29-31 & 1/2 VAC ALLEY ON W BLOCK 2 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 33-35-37-39 & 1/2 VAC	587.26

ALLEY ON W BLOCK 2 COLE'S, EC & LR ADD TO CAREY PARK	
LOTS 41-43-45-47 & 1/2 VAC ALLEY ON W BLOCK 2 COLE'S, EC & LR ADD TO CAREY PARK	587.26
LOTS 2-4 & 1/2 VAC ALLEY ON E BLOCK 2 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 6-8 & 1/2 VAC ALLEY ON E BLOCK 2 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 10-12-14-16 & 1/2 VAC ALLEY ON E BLOCK 2 COLES, EC & LR ADD TO CAREY PARK	587.26
LOTS 18-20 & 1/2 VAC ALLEY ON E BLOCK 2 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 22-24-26-28 & 1/2 VAC ALLEY ON E BLOCK 2 COLES, EC & LR ADD TO CAREY PARK	587.26
LOTS 30-32 & 1/2 VAC ALLEY ON E BLOCK 2 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 34-36-38-40 & 1/2 VAC ALLEY ON E BLOCK 2 COLES' EC & LR ADD TO CAREY PARK	587.26
LOTS 42-44-46-48 & 1/2 VAC ALLEY ON E BLOCK 2 COLES, EC & LR ADD TO CAREY PARK	587.26
LOTS 1-3-5 & 1/2 VAC ALLEY ON W BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 7-9-11 & 1/2 VAC ALLEY ON W BLOCK 3 COLE'S, EC & LR ADD TO CAREY PARK	440.45
LOTS 13-15 & 1/2 VAC ALLEY ON W BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 17-19 & 1/2 VAC ALLEY ON W BLOCK 3 COLES, ED & LR ADD TO CAREY PARK	293.63
LOTS 21-23 & S 5 FT LOT 25 & 1/2 VAC ALLEY ON W BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	322.99

N 20 FT LOT 25-ALL LOT 27 & 1/2 VAC ALLEY ON W BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	264.27
LOTS 29-31-33-35 & 1/2 VAC ALLEY ON W BLOCK 3 COLE'S, EC & LR ADD TO CAREY PARK	587.26
LOTS 37-39 & 1/2 VAC ALLEY ON W BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 41-43 & 1/2 VAC ALLEY ON W BLOCK 3 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 45-47 & 1/2 VAC ALLEY ON W BLOCK 3 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 2-4-6-8 EXC W 75 FT & 1/2 VAC ALLEY ON E BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	261.01
LOTS 10-12 & 1/2 VAC ALLEY ON E BLOCK 3 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOT 14 & 1/2 VAC ALLEY ON E BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	146.82
LOT 16 & 1/2 VAC ALLEY ON E BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	146.82
LOTS 18-20 & 1/2 VAC ALLEY ON E BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 22-24 & 1/2 VAC ALLEY ON E BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 26-28-30-32-34 & 1/2 VAC ALLEY ON E BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	734.08
LOTS 36-38-40 & 1/2 VAC ALLEY ON E BLOCK 3 COLES' EC & LR ADD TO CAREY PARK	440.45
LOTS 42-44 & 1/2 VAC ALLEY ON E BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 46-48 & 1/2 VAC ALLEY ON E BLOCK 3	293.63

COLES, EC & LR ADD TO CAREY PARK	
LOTS 1-3-5-7-9-11 & 1/2 VAC ALLEY ON W BLOCK 4 COLES' EC & LR ADD TO CAREY PARK	887.42
LOTS 13-15 & 1/2 VAC ALLEY ON W BLOCK 4 COLES, EC & LR ADD TO CAREY PARK	295.81
LOTS 17-19 & 1/2 VAC ALLEY ON W BLOCK 4 COLES, EC & LR ADD TO CAREY PARK	295.81
LOT 21 & 1/2 VAC ALLEY ON W BLOCK 4 COLES' EC & LR ADD TO CAREY PARK	147.90
LOT 23 & 1/2 VAC ALLEY ON W BLOCK 4 COLES' EC & LR ADD TO CAREY PARK	147.90
LOTS 25-27 & 1/2 VAC ALLEY ON W BLOCK 4 COLE'S, EC & LR ADD TO CAREY PARK	295.81
LOTS 29-31 & 1/2 VAC ALLEY ON W BLOCK 4 COLES' EC & LR ADD TO CAREY PARK	295.81
LOTS 33-35 & 1/2 VAC ALLEY ON W BLOCK 4 COLES, EC & LR ADD TO CAREY PARK	295.81
LOTS 37-39 & 1/2 VAC ALLEY ON W BLOCK 4 COLES, EC & LR ADD TO CAREY PARK	295.81
LOTS 41-43-45-47 & 1/2 VAC ALLEY ON W BLOCK 4 COLE'S, EC & LR ADD TO CAREY PARK	591.61
LOTS 1-3-5 & 1/2 VAC ALLEY ON W BLOCK 5 COLE'S, EC & LR ADD TO CAREY PARK	443.71
LOTS 7-9-11 BLOCK 5 COLES, EC & LR ADD TO CAREY PARK	443.71
LOTS 13-15-17 & 1/2 VAC ALLEY ON W BLOCK 5 COLES, EC & LR ADD TO CAREY PARK	443.71
LOTS 19-21-23 & 1/2 VAC ALLEY ON W BLOCK 5 COLE'S, EC & LR ADD TO CAREY PARK	443.71
LOTS 25-27-29 & 1/2 VAC ALLEY ON W	443.71

BLOCK 5 COLE'S, EC & LR ADD TO CAREY PARK	
LOTS 31-33-35 & 1/2 VAC ALLEY ON W BLOCK 5 COLES, EC & LR ADD TO CAREY PARK	443.71
ODD LOTS 37 TO 41 INC. & 1/2 VAC ALLEY ON W BLOCK 5 COLES, EC & LR ADD TO CAREY PARK	443.71
LOTS 1-3-5 & 1/2 VAC ALLEY ON W BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 7-9-11 & 1/2 VAC ALLEY ON W BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 13-15-17 & 1/2 VAC ALLEY ON W BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 19-21-23 & 1/2 VAC ALLEY ON W BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 25-27 & 1/2 VAC ALLEY ON W BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 29-31-33 & 1/2 VAC ALLEY ON W BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 35-37-39 & 1/2 VAC ALLEY ON W BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 41-43 & 1/2 VAC ALLEY ON W BLOCK 6 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 45-47 & 1/2 VAC ALLEY ON W BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	293.63
EVEN LOTS 2 TO 12 INC. & 1/2 VAC ALLEY ON E BLOCK 6 COLE'S, EC & LR ADD TO CAREY PARK	880.90
LOTS 14-16-18-20 & 1/2 VAC ALLEY ON E BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	587.26
LOTS 22-24-26-28 & 1/2 VAC ALLEY ON E BLOCK 6 COLE'S, EC & LR ADD TO CAREY PARK	587.26

N1/2 LOT 32 & ALL OF LOT 34 & 1/2 VAC ALLEY ON E BLOCK 6 COLE'S, EC & LR ADD TO CAREY PARK	220.25
LOT 30 & S 1/2 LOT 32 & 1/2 VAC ALLEY ON E BLOCK 6 COLE'S, EC & LR ADD TO CAREY PARK	220.25
LOTS 36-38-40 & 1/2 VAC ALLEY ON E BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 42-44-46-48 & 1/2 VAC ALLEY ON E BLOCK 6 COLES, EC & LR ADD TO CAREY PARK	587.26
LOTS 1-3 & 1/2 VAC ALLEY ON W BLOCK 7 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 5-7-9-11 & 1/2 VAC ALLEY ON W BLOCK 7 COLES, EC & LR ADD TO CAREY PARK	587.26
LOTS 13-15 & 1/2 VAC ALLEY ON W BLOCK 7 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 17-19 & 1/2 VAC ALLEY ON W BLOCK 7 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 21-23 & 1/2 VAC ALLEY ON W BLOCK 7 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 25-27-29 & 1/2 VAC ALLEY ON W BLOCK 7 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 31-33-35 & 1/2 VAC ALLEY ON W BLOCK 7 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 37-39 & 1/2 VAC ALLEY ON W BLOCK 7 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 41-43 & 1/2 VAC ALLEY ON W BLOCK 7 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 45-47 & 1/2 VAC ALLEY ON W BLOCK 7 COLE'S, EC & LR ADD TO CAREY PARK	293.63
E 69 FT LOTS 2-4-6-8 & 1/2 VAC ALLEY ON E BLOCK 7	326.26

COLES' EC & LR ADD TO CAREY PARK	
W 60 FT LOTS 2-4-6-8 & ALL LOTS 10-12 & 1/2 VAC ALLEY ADJ LOTS 10-12 BLOCK 7 COLES, EC & LR ADD TO CAREY PARK	554.64
E 15 FT LOTS 42-44 & 1/2 VAC ALLEY ON E BLOCK 7 COLE'S, EC & LR ADD TO CAREY PARK	45.68
LOTS 42-44 EXC E 15 FT BLOCK 7 COLES, EC & LR ADD TO CAREY PARK	247.96
LOTS 46-48 EXC E 15 FT BLOCK 7 COLES, EC & LR ADD TO CAREY PARK	247.96
EVEN LOTS 2 TO 14 INC. EXC W 73 FT THEREOF & 1/2 VAC ALLEY ADJ ON E BLOCK 8 COLE'S, EC & LR ADD TO CAREY PARK	471.99
W 73 FT EVEN LOTS 2 TO 14 INC BLOCK 8 COLE'S, EC & LR ADD TO CAREY PARK	555.73
LOTS 16-18 & 1/2 VAC ALLEY ON E BLOCK 8 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 20-22-24 & 1/2 VAC ALLEY ON E BLOCK 8 COLES, EC & LR ADD TO CAREY PARK	440.45
LOTS 26-28 & 1/2 VAC ALLEY ON E BLOCK 8 COLE'S, EC & LR ADD TO CAREY PARK	293.63
LOTS 30-32 & 1/2 VAC ALLEY ON E BLOCK 8 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 34-36-38-40 & 1/2 VAC ALLEY ON E BLOCK 8 COLE'S, EC & LR ADD TO CAREY PARK	587.26
LOTS 42-44 & 1/2 VAC ALLEY ON E BLOCK 8 COLES, EC & LR ADD TO CAREY PARK	293.63
LOTS 46-48 & 1/2 VAC ALLEY ON E BLOCK 8 COLE'S, EC & LR ADD TO CAREY PARK	293.81
LOT 1 HIXON ADD.	1,185.92

LOT 1 KILLINGER'S ADD.	884.16
ODD LOTS 43 TO 47 & 1/2 VAC ALLEY ADJ BLOCK 5 COLES, EC & LR ADD TO CAREY PARK	443.71
E 15 FT LOTS 46 & 48 BLOCK 7 COLES, EC & LR ADD TO CAREY PARK	45.68
W 75 FT OF LOTS 2-4-6-8 BLOCK 3 COLES, EC & LR ADD TO CAREY PARK	326.26

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 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 **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