

_____Published in the Wichita Eagle, **October 27, 2006**

ORDINANCE NO. 47-179

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 CONSTRUCTING **MAIN 20, SOUTHWEST INTERCEPTOR SEWER, TO SERVE BURLESON, SUPERIOR, ZOO BUSINESS PARK, UNCAPHER & U-NEEDA SELF STORAGE ADDITIONS, & UNPLATTED TRACTS**, an area generally bounded by the Wichita Valley Center Flood Control Ditch, The Kansas Southwestern Railroad Tracks & 25th Street (468-83796/480-744).

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: constructing **MAIN 20, SOUTHWEST INTERCEPTOR SEWER, TO SERVE BURLESON, SUPERIOR, ZOO BUSINESS PARK, UNCAPHER & U-NEEDA SELF STORAGE ADDITIONS, & UNPLATTED TRACTS** and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$843,800.00** and that **\$132,170.00** be assessed against the improvement district and **\$711,630.00** 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 Special assessments to pay the cost of said improvement as authorized by **Resolution No. R-04-213, rescinded by Resolution No. R-06-431, adopted May 4, 2004 & August 15, 2006, and published May 7, 2004 & August 18, 2006 corrected & republished August 25, 2006 corrected & republished September 1, 2006**, 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 1	5,670.13
BLOCK 1	
U-NEEDA SELF STORAGE ADD.	

E 165 FT S 264 FT SW 1/4 EXC S 50 FT FOR RD. SEC 2-27-1W	874.98
S1/2 W 210 FT S 210 FT NW1/4 SW1/4 EXC W 40 FT FOR RD SEC 2-27-1W	442.32
E 210 FT W 840 FT S 210 FT NW1/4 SW1/4 EXC N 20 FT FOR RD SEC 2-27-1W	988.72
E 210 FT W 630 FT S 210 FT NW1/4 SW1/4 SEC 2-27-1W	988.72
E 210 FT W 420 FT S 210 FT NW 1/4 SW1/4 SEC 2-27-1W	988.72
E 10A SW 1/4 SW 1/4 EXC S 880 FT SEC 2-27-1W	3,599.96
BEG SE COR SW1/4 SW1/4 N 880 FT W 165 FT S 880 FT E TO BEG SEC 2-27-1W	3,516.28
BEG 165 FT W SE COR SW1/4 SW1/4 W 165 FT N 880 FT E 165 FT S 880 FT TO BEG SEC 2-27-1W	3,516.28
N 337 FT S 677 FT SE1/4 LY E OF RR ROW SEC 3-27-1W	5,906.07
BEG 40 FT S NE COR SE1/4 S 100 FT W 225 FT N 100 FT E TO BEG SEC 3-27-1W	483.21
BEG 225 FT W & 40 FT S NE COR SE1/4 S 150 FT W 195 FT N 150FT E TO BEG SEC 3-27-1W	726.55
BEG 941 FT N SE COR SE1/4 W 330 FT N 70 FT E 330 FT S TO BEG SEC 3-27-1W	512.92
BEG 30 FT S NE COR S1/2 SE1/4 W 330	520.38

FT S 70 FT E 330 FT N TO BEG SEC 3-27-1W	
BEG 40 FT S & 480 FT W NE COR SE1/4 W 195 FT S 100 FT E 195 FT N TO BEG SEC 3-27-1W	483.21
BEG 100 FT S NE COR S 1/2 SE 1/4 W 330 FT S 70 FT E 330 FT N TO BEG SEC 3-27-1W	520.38
BEG 675 FT W & 40 FT S NE COR SE1/4 W 195 FT S 200 FT E 195 FT N 200 FT TO BEG SEC 3-27-1W	966.42
BEG 1011 FT N SE COR SE1/4 W 330 FT N 70 FT E 330 FT S 70 FT TO BEG SEC 3-27-1W	512.92
BEG 1081 FT N SE COR SE1/4 W 330 FT N 69 FT M-L TO PT 170 FT S OF N LI S1/2 SE1/4 E 330 FT S TO BEG. SEC 3-27-1W	512.92
NE1/4 N & W OF FLDY ROW A-31849 SEC 11-27-1W	9,607.73
LOT 1 ZOO BUSINESS PARK ADD.	934.35
LOT 2 ZOO BUSINESS PARK ADD.	1,291.29
LOT 3 ZOO BUSINESS PARK ADD.	930.54
LOT 4 ZOO BUSINESS PARK ADD.	1,113.66
LOT 5 ZOO BUSINESS PARK ADD.	905.36
LOT 6 ZOO BUSINESS PARK ADD.	691.19
LOT 7	740.30

ZOO BUSINESS PARK ADD.	
LOT 8 ZOO BUSINESS PARK ADD.	1,130.74
LOT 9 ZOO BUSINESS PARK ADD.	863.38
LOT 10 ZOO BUSINESS PARK ADD.	4,014.48
LOT 11 ZOO BUSINESS PARK ADD.	1,518.30
LOT 1 BLOCK 1 SUPERIOR ADD.	1,581.26
LOT 2 BLOCK 1 SUPERIOR ADDITION	2,255.80
LOT 3 BLOCK 1 SUPERIOR ADDITION	2,607.30
LOT 1 BLOCK A UNCAPHER ADD.	738.87
LOT 1 BLOCK A BURLESON ADD.	1,271.54
LOT 2 BLOCK A BURLESON ADD.	1,163.22
LOT 3 BLOCK A BURLESON ADD.	1,941.04
LOT 4 BLOCK A BURLESON ADD.	1,936.53

LOT 5 BLOCK A BURLESON ADD.	1,939.60
E 56.2 FT S 420 FT NW 1/4 SW 1/4 EXC N 40 FT S 230 FT SEC 2-27-1W	529.20
N1/2 W 210 FT S 210 FT NW1/4 SW1/4 EXC W 40 FT FOR RD SEC 2-27-1W	358.07
E 210 FT W 840 FT N 210 FT S 420 FT NW1/4 SW1/4 SEC 2-27-1W	988.72
E 105 FT W 525 FT N 210 FT S 420 FT NW1/4 SW1/4 SEC 2-27-1W	494.36
E 105 FT W 630 FT N 210 FT S 420 FT NW 1/4 SW 1/4 SEC 2-27-1W	494.36
E 210 W 420 FT N 210 FT S 420 FT NW1/4 SW1/4 SEC 2-27-1W	988.72
S 210 FT W 420 FT E 476.2FT S 420 FT NW1/4 SW1/4 EXC N 20 FT FOR RD SEC 2-27-1W	1,977.44
N1/2 OF A TR BEG 140 FT S NE COR SE1/4 S 200 FT W 225 FT N 200 FT E TO BEG SEC 3-27-1W	483.21
BEG 225 FT W & 190 FT S NE COR SE1/4 TH W 195 FT S 150 FT E 195 FT N 150 FT TO BEG SEC 3-27-1W	724.82
BEG 480 FT W & 140 FT S NE COR SE1/4 W 195 FT S 100 FT E 195 FT N 100 FT TO BEG SEC 3-27-1W	483.21
BEG 675 FT W & 240 FT S NE COR SE1/4 W 195 FT S 100 FT E 195 FT N 100 FT TO BEG SEC 3-27-1W	483.21
BEG 675 FT W & 440 FT S NE COR	483.21

SE1/4 W 195 FT S 100 FT E 195 FT N 100 FT TO BEG SEC 3-27-1W	
BEG 675 FT W & 540 FT S NE COR SE1/4 W 195 FT S 100 FT E 195 FT N 100 FT TO BEG. SEC 3-27-1W	483.21
BEG 675 FT W & 340 FT S NE COR SE1/4 W 195 FT S 100 FT E 195 FT N 100 FT TO BEG SEC 3-27-1W	483.21
BEG SE COR NE1/4 SE1/4 N 200 FT W 225 FT N 184.56 FT W 225 FT N 100 FT W 173 FT S 485.82 FT E 623 FT TO BEG EXC PT TAKEN FOR RD ON S & E SEC 3-27-1W	5,027.07
BEG 30 FT N & 623 FT W SE COR NE1/4 SE1/4 TH W 277 FT N 471.82 FT E 225 FT N 14 FT E 52 FT S 485.82 FT TO BEG SEC 3-27-1W	3,256.61
BEG 700 FT S & 675 FT W NE COR SE1/4 W 195 FT S 114 FT E 195 FT N 114 FT TO BEG SEC 3-27-1W	550.86
BEG 230 FT N SE COR NE1/4 SE1/4 W 225 FT N 100 FT E 225 FT S TO BEG SEC 3-27-1W	483.21
N 105 FT S 420 FT W 210 FT NW 1/4 SW 1/4 SEC 2-27-1W	468.34
S 105 FT N 210 FT S 420 FT W 210 FT NW1/4 SW1/4 SEC 2-27-1W	379.13
N 210 FT S 420 FT W 420 FT E 476.2 FT NW1/4 SW1/4 SEC 2-27-1W	1,977.44
S1/2 OF A TR BEG 140 FT S NE COR SE1/4 S 200 FT W 225 FT N 200 FT E TO BEG SEC 3-27-1W	483.21
BEG 340 FT S NE COR SE1/4 S 100 FT	520.38

W 420 FT N 100 FT E TO BEG EXC E 210 FT SEC 3-27-1W	
BEG 480 FT W & 440 FT S NE COR SE1/4 W 195 FT S 100 FT E 195 FT N TO BEG SEC 3-27-1W	483.21
BEG 480 FT W & 540 FT S NE COR SE1/4 W 195 FT S 100 FT E 195 FT N 100 FT TO BEG. SEC 3-27-1W	483.21
BEG 700 FT S & 480 FT W NE COR SE 1/4 TH W 195 FT S 100 FT E 195 FT N 100 FT TO BEG SEC 3-27-1W	483.21
BEG 480 FT W & 240 FT S NE COR SE1/4 W 195 FT S 100 FT E 195 FT N 100 FT TO BEG SEC 3-27-1W	483.21
BEG 480 FT W & 340 FT S NE COR SE1/4 W 195 FT S 100 FT E 195 FT N 100 FT TO BEG. SEC-3-27-1W	483.21
E 225 FT NE1/4 SE1/4 EXC N 874.2 FT THEREOF & EXC S 330 FT THEREOF SEC 3-27-1W	511.24
BEG 225 FT W & 800 FT S NE COR SE1/4 W 195 FT S 100 FT E 195 FT N 100 FT TO BEG SEC 3-27-1W	483.21
N 445 FT NW1/4 SW1/4 SEC 2-27-1W	14,342.42
S 225 FT N 450 FT S 870 FT NW1/4 SW1/4 EXC W 363 FT THEREOF SEC 2-27-1W	5,314.54
BEG 340 FT S NE COR SE1/4 S 100 FT W 210 FT N 100 FT E 210 FT TO BEG SEC 3-27-1W	446.04
BEG 225 FT W & 540 FT S NE COR SE1/4 W 225 FT S 100 FT E 225FT N TO BEG SEC 3-27-1W	557.55

BEG 700 FT S & 225 FT W NE COR SE1/4 S 100 FT W 195 FT N 100 FT E TO BEG. SEC 3-27-1W	483.21
BEG 225 FT W & 440 FT S OF NE COR SE1/4 TH W 195 FT S 100 FT E 190 FT N 100 FT TO BEG SEC 3-27-1W	483.21
BEG 700 FT S & 30 FT W NE COR SE1/4 W 195 FT S 180 FT E 195 FT N 180 FT TO BEG EXC S 5.80 FT THEREOF SEC 3-27-1W	841.75
N 225 FT N 450 FT S 870 FT NW1/4 SW1/4 SEC 2-27-1W	7,168.26
BEG 640 FT S OF NE COR SE1/4 W 225 FT N 100 FT E 225 FT S TO BEG SEC 3-27-1W	483.21
BEG 440 FT S NE COR SE1/4 S 100 FT W 225 FT N 100 FT E TO BEG SEC 3-27-1W	483.21
E 179.5 FT W 363 FT S 225 FT N 450 FT S 870 FT NW1/4 SW1/4 SEC 2-27-1W	999.06
W 183.5 FT S 225 FT N 450 FT S 870 FT NW1/4 SW1/4 EXC RD SEC 2-27-1W	854.66
LOT 1 BLOCK A SLATE CREEK ADD	2,793.61

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 27, 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 **2007**.

SECTION 5. This ordinance shall take effect and be in force as of and on **October 27, 2006** after its passage and publication once in the official city paper.

ADOPTED at Wichita, Kansas on **October 24, 2006**.

Carlos Mayans, Mayor

ATTEST:

Karen Sublett, City Clerk
(seal)

APPROVED AS TO FORM:

Gary Rebenstorf, Director of Law