

(Published in The Western Butler County Times, July __, 1968)

ORDINANCE NO. 40

copy

AN ORDINANCE PROVIDING FOR THE IMPROVEMENT OF
A PORTION OF TENTH STREET IN THE CITY OF
ANDOVER, KANSAS, AND PROVIDING FOR THE PAY-
MENT OF THE COST THEREOF.

WHEREAS, On February 6, 1968, the governing body of the City of Andover, Kansas, duly adopted a resolution declaring it necessary to improve Tenth Street from the east line of El Dorado Street to the west line of the southeast 1/4 of the northeast 1/4 of Section 18, T 27 S, R 3 E of the 6th P.M., Butler County, Kansas, in the City of Andover, Kansas; and

WHEREAS, Said resolution was duly published for two consecutive weeks in The Western Butler County Times, the official city paper; and

WHEREAS, No sufficient protests were filed with the City Clerk within twenty days after said last publication against the making of any of the improvements:

THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANDOVER, KANSAS:

SECTION 1. That it is deemed and declared necessary and it is hereby ordered that Tenth Street from the east line of El Dorado Street (also known as Andover Road) to the west line of the southeast 1/4 of the northeast 1/4 of Section 18, T 27 S, R 3 E of the 6th P.M., Butler County, Kansas, in the City of Andover, Kansas, be graded, a rock base constructed, sealed and otherwise improved.

SECTION 2. That all work in connection with said improvements provided for in Section 1 of this ordinance shall be done in accordance with plans and specifications prepared by Reiss & Goodness Engineers, the city's engineer.

SECTION 3. That the cost of the improvements herein provided for except intersections of streets, avenues and alleys and along city owned property shall be assessed against the lots, pieces and parcels of land liable therefor in the manner and form provided by law; and that the cost of the improvements of intersections of streets, avenues and alleys and abutting city-owned property shall be assessed against the city at large and paid from taxes levied against all taxable property in the city as provided by law.

SECTION 4. That the portion of the cost of said improvements, when ascertained, chargeable against specific property shall be assessed against the property liable therefor by ordinance and the city clerk shall thereupon notify owners of such real estate, giving a description of the lots or parcels of land and the amounts of the respective assessments against each, and if paid within thirty days from the date of the publication of such assessment ordinance then such lots and parcels of land against which the assessments are paid shall be released from further payment on account thereof; and for the assessments not so paid by property owners the City Clerk shall certify to the County Clerk one-tenth thereof each year for a period of ten years with interest as determined and specified in such assessment ordinance until the whole sum against each lot or parcel of land shall have been certified, and assessments shall be collected in like manner and subject to like penalties as other city taxes.

SECTION 5. That for the purpose of providing funds to pay the cost of said improvements assessed against specific property and not paid within the thirty-day period and also that portion of the cost chargeable to the city at large there shall be issued Internal Improvement Bonds of the City of Andover, Kansas.

SECTION 6. That this ordinance shall take effect and be in force from and after its passage, approval and publication once in the official city paper.

Passed and approved July 27, 1968.

Hal Baker

MAYOR

ATTEST:

Charles E. May
CITY CLERK