

ORDINANCE NO. 186

AN ORDINANCE LEVYING AND ASSESSING THE VARIOUS LOTS AND PIECES OF LAND IN THE CITY OF ANDOVER, KANSAS FOR THE PURPOSE OF PAYING A PORTION OF THE COSTS OF THE SO-CALLED PAVING BENEFIT DISTRICT P-1972-A, THE SAME BEING PAVING IMPROVEMENTS UPON PARALLEL DRIVE AND NORTH DRIVE, ALSO REFERRED TO AS WEST DRIVE, IN SAID CITY AS AUTHORIZED BY RESOLUTION OF THE GOVERNING BODY OF SAID CITY PASSED ON THE 13TH DAY OF MARCH, 1972.

WHEREAS, Pursuant to proceedings duly had and taken according to law, contracts have been let and work completed for the following paving improvements in the City of Andover, Kansas:

The paving of PARALLEL DRIVE from a point, which point is 25 feet west of the intersection of the center line of said Parallel Drive extended, with the center line of Lakeside Drive, thence south and westward along the street right-of-way of said Parallel Drive to a point where the same intersects with the east line of North Drive; by the paving of said Parallel Drive for a width of 36 feet from back curb line to back curb line with a two (2) inch asphaltic-type wearing surface overlaying a six (6) inch rolled AB Base, both of which surfaces overlay a six (6) inch compacted earth sub-base, with curb and gutter integral thereto for a width of two (2) feet on each side of said paved portion together with returns at the intersection of said Parallel Drive with other streets intersecting the same along the drainage on and along said improvement; and

The paving of NORTH DRIVE, also sometimes referred to as West Drive, from a point 280 feet north of the center line of Central Avenue southward to the north line of the paved portion of Central Avenue, said improvement to be 36 feet in width from back curb line to back curb line and consist of two (2) inch asphaltic-type wearing surface overlaying a six (6) inch AB base, which in turn overlays a six (6) inch compacted earth sub-base, with two (2) foot curb and gutter integral thereto on each side of said paving improvement excepting that from the north line of paved portion of Central Avenue to a point eighty (80) feet north of the center line of Central Avenue, said improvement will not include curb and gutter and will be only thirty-two (32) feet in width

and

WHEREAS, the Governing Body of the City of Andover, Kansas has determined that the total cost of such improvements is \$33,630.30, of which amount \$28,585.76 is to be assessed to the benefit district as defined in said Resolution of the Governing Body dated the 13th day of March, 1972, and the remainder of such cost, that is \$5,044.54, being chargeable to and to be paid by the City of Andover at large, and

WHEREAS, the Governing Body of said City 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 ANDOVER, KANSAS:

Section 1. Special assessments to pay for the cost of said improvement 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:

<u>Description</u>	<u>Assessment</u>
WOMERS ANDOVER SECOND ADDITION TO CITY OF ANDOVER, KANSAS	
<u>Block 3</u>	
Lot 1	Andover Development Co. Inc. \$1,143.43
2	" " " "
3	" " " "
4	Robert E. Stimson and Betty J. Stimson 1,143.43
5	Walker D. Hansen and Mildred C. Hansen 1,143.43
6	James Close and Norma G. Close 1,143.43
7	Dewane C. Carter and Eula B. Carter 1,143.43
8	Andover Development Co. Inc. 1,143.43
9	" " " "
10	Arthur C. Bryant and Judith S. Bryant 1,143.43
11	Daniel J. Caliendo, M.D. and Mary Jo Caliendo 1,143.43
12	Jack L. Bickard and Ruby E. Bickard 1,143.43
13	Andover Development Co. Inc. 1,143.43
<u>Block 4</u>	
Lot 1	Andover Development Co. Inc. 1,143.43
2	" " " "
3	" " " "
<u>Block 5</u>	
Lot 1	Andover Development Co. Inc. 1,143.43
2	" " " "
3	" " " "
<u>Block 6</u>	
Lot 1	Andover Development Co. Inc. 1,143.43
2	" " " "
3	" " " "
<u>Block 7</u>	
Lot 1	Andover Development Co. Inc. 1,143.43
2	" " " "
3	" " " "

Section 2. Such assessments with accrued interest, are levied concurrent with general property taxes, and shall be payable in ten equal installments and collected by special assessment upon the property liable therefor. The first of said installments shall be payable for the year 1973 and one installment for each year thereafter for the full term of ten years.

Section 3. All assessments shall bear interest at a rate sufficient to retire the interest on bonds to be issued by the City of Andover, Kansas for the payment of the cost of such project but not to exceed 6% per annum.

Section 4. The owner of any property so assessed may at any time on or before the 23rd day of April, 1973 pay the whole of the assessment against any lot or piece of land liable for assessments under the provisions of this Ordinance to the City Clerk. If not paid before said date said assessment shall be paid in ten equal installments in the manner, and with interest charges, as aforesaid.

Section 5. Assessments not paid prior to the date provided for in Section 4 hereinabove shall be certified together with the interest accrued, or to accrue, by the City Clerk of said City to the County Clerk of Butler County, Kansas and collected in the same manner as other taxes.

Section 6. This Ordinance shall take effect and be in full force from and after its passage and publication once in the official City newspaper.

The above Ordinance duly adopted on the 20th day of March, 1973.

Eugene Miller  
Mayor

Patricia M. Stuenke  
City Clerk

(SEAL)