

ORDINANCE NO. 187

AN ORDINANCE LEVYING AND ASSESSING THE VARIOUS LOTS AND PIECES OF LAND IN THE CITY OF ANDOVER, KANSAS FOR THE PURPOSE OF PAYING THE TOTAL COSTS OF THE CONSTRUCTION OF A SANITARY SEWER SYSTEM, SO-CALLED SANITARY SEWER BENEFIT DISTRICT S-1972-A, THE SAME BEING THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION SEVENTEEN, TOWNSHIP TWENTY-SEVEN, RANGE THREE EAST, BUTLER COUNTY, KANSAS, AS AUTHORIZED BY RESOLUTION OF THE GOVERNING BODY OF SAID CITY PASSED ON THE 14TH DAY OF APRIL, 1972.

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

The construction of sanitary sewer laterals and mains which should be known as Sanitary Sewer District S-1972-A, consisting of an eight (8) inch VCP sewer pipe with intermittent manholes extending from the presently existing sewer main at a point near or on the Kansas Turnpike Authority right-of-way, at or near its intersection with the St. Louis and San Francisco Railway right-of-way in the City of Andover, Kansas, and to extend southward and eastward therefrom to serve the property hereinafter included in the boundaries of the benefit district hereinafter defined: The East Half ( $E\frac{1}{2}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northwest Quarter ( $NW\frac{1}{4}$ ) of Section Seventeen (17), Township Twenty-Seven (27), Range Three (3) East, Butler County, Kansas, and the West Half ( $W\frac{1}{2}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northwest Quarter ( $NW\frac{1}{4}$ ) of Section Seventeen (17), Township Twenty-Seven (27), Range Three (3) East, Butler County, Kansas

and

WHEREAS, the Governing Body of the City of Andover, Kansas has determined that the total cost of such improvement is \$15,438.35, which amount is to be assessed to the benefit district as defined in said Resolution of the Governing Body dated the 14th day of April, 1972, 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>Tract</u>	<u>Assessment</u>
No. 1 - The $W\frac{1}{2}$ of the $NE\frac{1}{4}$ of the $NW\frac{1}{4}$ of Section 17, Township 27, Range 3 East, Andover, Butler County, Kansas	E. H. Land and Peggy F. Land  \$ 7,719.17

<u>Tract</u>	<u>Assessment</u>
No. 2 - The North 855 ft. of the East Half of the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17, Township 27, Range 3 East, Andover, Butler County, Kansas	City of Andover, Kansas Lanco Sales, Inc., tenant \$ 5,017.45
No. 3 - The East Half of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, Township 27, Range 3 East, EXCEPT the North 855 feet thereof, in Andover, Butler County, Kansas	E. H. Land and Peggy F. Land 2,701.73

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)