(Published in the Topeka Metro News January 22, 2003)

ORDINANCE NO. 17950

AN ORDINANCE introduced by Councilmember Clark Duffy relating to the approval procedure for City-financed developer projects request for project petition, amending City of Topeka Code § 126-66 and repealing said original sections.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That City of Topeka Code § 126-66, Request for project petition, is hereby amended to read as follows:

Request for project petition.

Before any developer lets a contract or orders any work, all or part of which is to be financed by bonds of the city in accordance with K.S.A. 12-6a01, et seq, such developer shall submit a written request for a project petition to the department of public works. The written request shall indicate the general nature of the proposed improvement, the approximate cost, proposed method of assessment and proposed apportionment of cost, if any, between the proposed improvement district and the city at large. The written request shall also include a statement, under oath, that the developer has no financial interest in any property with delinquent special assessments anywhere within the city. If the director of public works approves the request, then the developer shall instruct his engineers to prepare cost estimates which, when prepared, shall be submitted to the head of the engineering division of the department of public works.

Section 2. That City of Topeka Code Chapter 126, is hereby amended by the addition of the following language:
Chapter 126-71, **Interest Installments; Interest Rates**

Public improvement financed by special assessments, with accrued interest, shall be levied as a special tax upon the property included therein concurrent with general property taxes, and shall be payable in 20 equal annual installments. All assessments shall bear interest at such rate as the City Council determines, not to exceed the maximum rate of interest prescribed by K.S.A. 10-1009, and amendments thereto.

Section 5. That original of the City of Topeka Code § 126-66 is hereby specifically repealed.

Section 6. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council January 14, 2003.

Harry Felker, Mayor

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE 1/15/03 BY [Signature]
TO BE CODIFIED
NOT TO BE CODIFIED