AN ORDINANCE introduced by Mayor Harry Felker, apportioning and levying a special assessment on certain lots and pieces of ground in the City of Topeka, Shawnee County, Kansas, for the improvement of Street Improvement Project No. 60543, Phase 2, with pavement, curb and gutter and all other contingencies needed to complete Street Improvement Project No. 60543, Phase 2 as defined and described in Resolution No. 7158, adopted and approved June 5, 2001.

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

Section 1. For the purpose of paying the cost of pavement, curb and gutter and all other contingencies needed to complete the project, same being Street Improvement Project No. 60543, Phase 2, in the City of Topeka, Shawnee County, Kansas, there is hereby levied and assessed a special assessment on all lots and pieces of ground liable therefore. Said assessments are computed as follows:

A. GENERAL NATURE OF IMPROVEMENT:

To pave SE 40th Street from the north line of Lot 6, Block "D", Colly Creek Subdivision No. 3 southeasterly for a distance of 45 feet. Paving will be 39 feet back to back of curbs. The improvement will include concrete curb and gutter, asphalt pavement, and all other contingencies needed for a complete project.

B. IMPROVEMENT DISTRICT:

North 45 feet of Lot 6
Block "D"
Colly Creek Subdivision No. 3
City of Topeka, Shawnee County, Kansas

C. METHOD OF ASSESSMENT:

On a square foot of area basis for all lots, parcels or tracts which are included in the improvement district.
D. **TOTAL COST & APPORTIONMENT OF COSTS:**

FINAL PROJECT COST = $12,615.78
Improvement district will pay 100% of the costs.

**Section 2.** The several amounts are apportioned, levied and assessed against each of said lots and pieces of ground according to the benefits to be derived by reason of the aforesaid improvements, (except the interest hereinafter mentioned) as follows:

**STREET IMPROVEMENT PROJECT NO. 60543, PHASE 2**

<table>
<thead>
<tr>
<th>Parcel Identification Number</th>
<th>Description</th>
<th>Assessment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Colly Creek Subdivision No. 3 Block &quot;D&quot;</td>
<td>North 45' of Lot 6</td>
<td>$12,615.78</td>
</tr>
</tbody>
</table>

**Section 3.** Such assessments with accrued interest are hereby levied concurrent with general property taxes and shall be payable in twenty (20) equal annual installments; the first installment to be payable at the time of the first payment of the general property taxes, following the publication of this Ordinance.

**Section 4.** All assessments shall bear interest in an amount not to exceed the legal rate established by law.

**Section 5.** The owner of any property so assessed may at any time prior to ninety (90) days from the date of publication of this Ordinance, pay the whole of the assessment against any lot or parcel with interest accrued to the date of payment, to the City Treasurer.

**Section 6.** Assessments not paid prior to the date provided in Section 5 hereof, shall be certified, together with interest accrued, or to accrue, by the City Clerk to the County Clerk, and collected in the same manner as other taxes.
Section 7.  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 March 11, 2003

Harry Felker, Mayor

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE 3/13/03 BY RC
TO BE CODIFIED ✓
NOT TO BE CODIFIED ✓