(Published in the Topeka Metro News March 31, 2004)

ORDINANCE NO. 18200

AN ORDINANCE introduced by Mayor James A. McClinton, 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 Lateral Sanitary Sewer District No. 40904, Phase 1, with piping, manholes, engineering and all other contingencies needed to complete Lateral Sanitary Sewer District No. 40904, Phase 1, as defined and described in Resolution No. 7237, adopted and approved June 7, 2002.

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

Section 1. For the purpose of paying the cost of piping, manholes, engineering and all other contingencies needed to complete the project, the same being Lateral Sanitary Sewer District No. 40904, Phase 1, 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 provide sanitary sewer service to the following described area with piping, manholes, engineering and all other contingencies needed for a complete project.

B. IMPROVEMENT DISTRICT:

Begin at the northeast corner of Lot 5, Block "B", Montara North Subdivision; thence north 55 feet; thence easterly parallel with the north line of Montara North Subdivision 335.72 feet, more or less, to the west line of property identified as Shawnee County code 1910103001003000; thence northerly on the west line of said parcel for a distance of 509 feet, more or less, to the south line of SW 65th Street; thence easterly on the south line of SW 65th Street for a distance of 406 feet more or less to the northeast corner of property identified as Shawnee County code 1910103001002000; thence southerly 437.47 feet, more or less; thence westerly 305.77 feet; thence southerly 130 feet; more or less to the northeast corner of Lot 1, Block "A", Montara North Subdivision; thence westerly on the north line of Montara North Subdivision for a distance of 422.72 feet to the northeast corner of Lot 5, Block "B", Montara North
Subdivision and point of beginning.

C. **METHOD OF ASSESSMENT:**

On a square foot of area for all lots which are included in the improvement district.

D. **TOTAL COST & APPORTIONMENT OF COSTS:**

FINAL PROJECT COST = $12,418.67

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:

**LATERAL SANITARY SEWER DISTRICT**  
**NO. 40904, PHASE 1**

<table>
<thead>
<tr>
<th>Parcel Identification Number</th>
<th>Description</th>
<th>Assessment</th>
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| 1910103001002000           | NE corner of Montara North Subdivision SW 1/4 of Section 1, TWP 13 E, RN 15 South  
Beginning 300' west and 81' north of the northeast corner of the southwest 1/4; thence south 437.47'; thence west 305.77'; thence north 437'; thence east 306' more or less to the point of beginning. | $6,209.33 |
| 1910103001003000           | 1,170' more or less east and 55' more or less north of Hill Villa Subdivision; thence north 509' more or less; thence east 100' more or less; thence south 512' more or less; thence west 87' more or less to the point of beginning. | $4,657.01 |
Beginning at the northeast corner of Lot 5, Block "B", Montara North Subdivision; thence north 55'; thence east 422.72'; thence south 55'; thence west 422.72' to the point of beginning.

Section 3. Such assessments with accrued interest are hereby levied concurrent with general property taxes and shall be payable in ten (10) 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 MAR 3 2004

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE 2/24/04 BY BBL
TO BE CODIFIED
NOT TO BE CODIFIED X