ORDINANCE NO. 18393

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. 40886-02 with piping, manholes, engineering and all other contingencies needed to complete Lateral Sanitary Sewer District No. 40886-02 as defined and described in Resolution No. 7259, adopted and approved September 3, 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. 40886-02 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:
   Lots 1 through 21, Block "A," Red Oaks Place No. 3

C. METHOD OF ASSESSMENT:
   On a square foot of area for all lots, or individual dwelling sites which are included in the improvement district.

D. TOTAL COST & APPORTIONMENT OF COSTS:
   FINAL PROJECT COST = $52,009.10
   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. 40886-02

<table>
<thead>
<tr>
<th>Parcel Identification Number</th>
<th>Description</th>
<th>Assessment</th>
</tr>
</thead>
<tbody>
<tr>
<td>0993203001003220</td>
<td>Lots 1, 2, and the North 20' of Lot 3</td>
<td>$6,843.30</td>
</tr>
<tr>
<td>0993203001003210</td>
<td>Lot 3, less North 20' and north 30' of Lot 4</td>
<td>$2,737.32</td>
</tr>
<tr>
<td>0993203001003200</td>
<td>Beginning 0.30' south of SE corner of Lot 4; thence W 143.22'; thence north 40.83'; thence east 143.54'; thence south 39.70' to point of beginning.</td>
<td>$1,368.66</td>
</tr>
<tr>
<td>0993203001003190</td>
<td>North 40' of Lot 5, less north 0.30'</td>
<td>$1,368.66</td>
</tr>
<tr>
<td>0993203001003120</td>
<td>South 30' of Lot 5 and Lots 6, 7, 8, 9, 10, 11, and south 10' of Lot 12</td>
<td>$17,792.58</td>
</tr>
<tr>
<td>0993203001003110</td>
<td>Lot 12, less south 10' and south 20' of Lot 13</td>
<td>$2,737.32</td>
</tr>
<tr>
<td>0993203001003100</td>
<td>Lot 13, less south 20' and south 30' of Lot 14</td>
<td>$2,737.32</td>
</tr>
<tr>
<td>0993203001003310</td>
<td>Beginning at the northeast corner of Lot 14; thence south 40.12'; thence west 110.19'; thence north 40.16'; thence east 110.19' to point of beginning</td>
<td>$1,368.66</td>
</tr>
</tbody>
</table>
0993203001003090 South 40' of Lot 15 $1,368.66
0993203001003080 South 50' of Lot 16 and Lot 15, less the south 40' $2,737.32
0993203001003300 Part of Lot 16 and 17, beginning at the northeast corner of Lot 16; thence south 24.58'; thence west 110.19'; thence northerly 34.91'; thence east 111.73'; thence south 17.33' to point of beginning $1,368.66
0993203001003070 Lot 17, less the northerly 10' and less the south 17.33' $1,368.66
0993203001003060 Lot 18 and north 10' of Lot 17 $2,737.32
0993203001003050 Lot 19 $2,737.32
0993203001003040 Lot 20 $2,737.32

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  FEB 15 2005

[Seal of Topeka]

James A. McClinton, Mayor

ATTEST:

Iris E. Walker, City Clerk

[Signature]

APPROVED AS TO FORM AND LEGALITY

DATE 11/6/05  BY  BY
TO BE CODIFIED
NOT TO BE CODIFIED  X

VYASSES/40886-02  01/12/05