RESOLUTION OF ADVISABILITY AND AUTHORIZATION NO. 7452

A RESOLUTION introduced by Mayor James A. McClinton authorizing Lateral Sanitary Sewer District No. 40919-01.

WHEREAS, the Council of the City of Topeka, Kansas, did hold a public hearing on the advisability of the following: LATERAL SANITARY SEWER DISTRICT NO. 40919-01 said public hearing was held on March 23, 2004, in the City Council Chambers of City Hall, 214 E 8th Street, at 7:00 p.m., as required by K.S.A. 12-6a04; and

WHEREAS, said public hearing was adjourned on the 23rd day of March, 2004; and

WHEREAS, notice of said public hearing was duly published as required by K.S.A. 12-6a04; and

WHEREAS, six (6) months have not elapsed since the final adjournment of said public hearing.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that it finds the following described improvement to be advisable and does hereby authorize and order said improvement to be made in accordance with its findings 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 required for a complete project.

B. PROPOSED IMPROVEMENT DISTRICT:

Lots 2, 3, and 4, Block "A," Crest Subdivision, Lot 1, Fix First Addition, less the east 515 feet of said Lot 1.
C. ESTIMATED OR PROBABLE COST:

$47,350.16

D. PROPOSED METHOD OF ASSESSMENT:

On a unit basis for all lots, or individual business sites which are included in the improvement district.

E. APPORTIONMENT OF COSTS:

100% by the Improvement District

The improvement shall not be commenced if within twenty (20) days after publication of this Resolution, written protests signed by both fifty-one percent (51%) or more of the resident owners of record of property within the improvement district and the owners of record of more than half (1/2) of the total area of said district, are filed with the City Clerk.

Upon completion of the project described herein, the City Clerk is hereby directed to provide all publication and mailed notices in accordance with the provisions of K.S.A. 12-6a09 as amended.

This resolution shall become effective upon one publication in the official city newspaper.

ADOPTED and APPROVED by the City Council

MAR 23 2004

James A. McClinton, Mayor

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY

DATE 2/10/04 BY BBL