Ordinance No. 1037

AN ORDINANCE of the City of Kent providing for the improvement of certain property therein by the construction of sanitary sewers in the streets and alleys abutting thereon, and by doing such other work as may be necessary in connection therewith, all as contemplated in Resolution No. 411, of the City of Kent; creating a Local Improvement District therefor; and providing that payment for said improvements be made by special assessment on the property of said district, payable by the mode of payment by bonds.

THE CITY COUNCIL OF THE CITY OF KENT DO ORDAIN as follows:

Section 1. That the following described property in the City of Kent, County of King, State of Washington, to-wit:

All of Block 28, Washington Central Improvement Co's Knob Hill Addition to Kent, except the east 135 feet thereof;

be improved by the construction and laying of an 8 inch sewer, sanitary sewage system and accessories thereto, on and in the streets and alleys abutting said property, and by doing such other work as may be necessary in connection with said system, all in accordance with the plans and specifications therefor prepared by the City Engineer, on file in the Office of the City Clerk of the City of Kent, marked "Sewers L.I.D.238", which plans and specifications are hereby adopted for said work.

Section 2. That the City Council finds that the nature of the improvement is such that the special benefits conferred on the property are not fairly reflected by the termini and zone method, and the assessment shall be made against the property of the district in accordance with the special benefits it will derive from the improvement, without regard to the zone and termini method, and the cost and expense of said improvement, including all necessary incidental expenses, shall be borne by and assessed against said property included in the assessment district herein-after created, according to law and in proportion to the square footage contained in the different lots and parcels of land improved.

The City of Kent shall not be liable in any manner for any portion of the cost and expense of said improvement, except as
herein provided.

Section 3. There is hereby created and established a local improvement district to be known and called, "Local Improvement District No. 238", which district shall be composed of and shall include the property hereinabove in Section 1. of this ordinance described, all within the City of Kent, County of King, State of Washington.

Section 4. Bonds bearing interest at the rate of four (4) per cent per annum, payable on or before $10$ years after date of their issue, shall be issued in the payment of the cost and expense of said improvement, which bonds shall be redeemed from the local improvement fund of said local improvement district and not otherwise; said local improvement fund shall be created from the collection of the special assessments to be levied and assessed upon the property within the district, payable in $8$ annual installments, with interest at the rate of five (5) per cent per annum, under the mode of "payment by bonds as defined by law; said bonds shall be delivered to the contractor in redemption of warrants drawn against said Local Improvement Fund of said Local Improvement District; provided, however, that the City may, at its election, sell such bonds for cash and make payment of such warrants. Provisions for the issue, negotiation and sale of such bonds, or for their delivery to the contractor, if the City so elects, shall be made by ordinance hereafter to be passed by the Council.

Section 5. Based upon the estimate of the cost of said improvement, or upon bids, if any are by then received, the City Clerk, with the assistance of the City Engineer, shall prepare an assessment roll for said district, in accordance with the provisions of the laws of the State of Washington and the ordinances of the City of Kent, and shall file the same in his office, and as soon as practicable shall present the same to the City Council for the consideration of that body.

Section 6. This ordinance shall take effect and be in 2.
force five (5) days after its passage, approval and publication as by law provided.

Mayor

Attest:  
City Clerk

Approved as to form:

City Attorney

Passed  7-6-59
Approved  7-7-59
Published  7-8-59