ORDINANCE NO. 1326

AN ORDINANCE of the City of Kent approving and confirming the assessments and assessment roll of L.I.D. No. 246, for the improvement of certain streets and avenues within the City, by the construction and installation of water mains along with gate valves, fittings and other necessary appurtenances, and by doing all other work necessary in connection therewith and incidental thereto; levying and assessing the amount thereof against the several lots, tracts, parcels of land and other property as shown on said assessment roll; providing for the payment of said assessments into Local Improvement District No. 246 Fund, created by Ordinance No. 1259 of the City; and declaring an emergency.

WHEREAS, by motion duly made, seconded and passed, the City Council fixed the date, time and place of the hearing on the assessment roll for Local Improvement District No. 246 as 8:00 o'clock P.M. on November 1, 1965, at the City Hall, Kent, Washington; and

WHEREAS, notice of said hearing was duly and regularly given by publication in the Kent-News Journal as provided by law, and by mailing a notice thereof to the owner or reputed owner of each lot, tract, parcel of land or other property whose name appears on such assessment roll, at the address of such owner as shown on the tax rolls of the County Treasurer for the property described on the roll; and

WHEREAS, at the time and place of said hearing the Council met and considered said assessment roll and the written and oral protests filed and made thereto, and said hearing being continued to November 15, 1965, and, after consideration of such roll and discussion of such protests, denied all protests and then ordered the said assessment roll to be confirmed in the manner required by law.

NOW, THEREFORE, be it ordained by the City Council of the City of Kent, Washington, as follows:

Section 1. That the assessments and assessment roll of Local Improvement District No. 246, for the improvement of certain
streets and avenues in the City by the construction and installation of water mains, along with gate valves, fittings and other necessary appurtenances, and doing all necessary work in connection therewith and incidental thereto, as authorized and ordered by Ordinance No. 1259, passed and approved on the 3rd day of August, 1964, as such assessments now stand upon such assessment roll, be and the same are hereby in all things approved and confirmed.

Section 2. That each of the lots, tracts, parcels of land and other properties shown upon said roll is hereby declared to be specially benefitted by said improvement in at least the amount charged against the same, and the assessment appearing against each such lot, tract, parcel of land and other property is in proportion to the several assessments appearing upon said roll. There is hereby levied and assessed against each such lot, tract, parcel of land and other property appearing upon said roll the amount finally charged against the same thereon.

Section 3. That the assessment roll as approved and confirmed shall be filed with the Treasurer of the City of Kent, Washington, for collection, and that said City Treasurer is hereby authorized and directed to publish notice as required by law stating that said roll is in his hands for collection, and that payments of any assessments thereon or any portion of said assessments can be made at any time within thirty days from the date of the first publication of said notice without penalty, interest or cost, and that thereafter the sum remaining unpaid may be paid in ten equal, annual installments with interest thereon hereby fixed at the rate of 6 per cent per annum. The first installment of assessments on said assessment roll shall become due and payable during the thirty day period succeeding the date one year after the date of first publication by the City Treasurer of notice that the assessment roll is in his hands for collection and
annually thereafter each succeeding installment shall become due and payable in like manner. If the whole or any portion of the assessment remains unpaid after the first thirty day period, interest upon the whole unpaid sum shall be charged at the rate of 5% per cent per annum, and each year thereafter one of said installments together with interest due on the whole of the unpaid balance shall be collected. Any installment not paid prior to the expiration of the said thirty day period during which such installment is due and payable shall thereupon become delinquent. All delinquent installments shall be subject to a charge for interest at 5% per cent per annum and for an additional charge of 5% per cent penalty levied upon both principal and interest due upon such installment or installments. The collection of such delinquent installments will be enforced in the manner provided by law.

Section 4. All of such assessments or installments thereof and interest and penalty, if any, thereon, collected by the City Treasurer shall be paid into the "Local Improvement District No. 246 Fund" created by said Ordinance No. 1259 and shall be used solely for the purpose of paying the principal of and interest on the warrants and bonds drawn upon or issued against said fund.

Section 5. This Ordinance is declared to be one necessary for the immediate preservation of the public peace, property, health and safety of the people of the City of Kent, Washington. An emergency is hereby declared to exist and this Ordinance is hereby declared to be in full force and effect from and after its passage, approval and publication as provided by law.

ALEX THORNTON, Mayor
ATTEST:

MARIE JENSEN, City Clerk

APPROVED AS TO FORM:

JOHN W. BERETTER, City Attorney

PASSED the ___th day of ___Dec___, 1965.
APPROVED the ___th day of ___Dec___, 1965.
PUBLISHED the ___th day of ___Dec___, 1965.