ORDINANCE NO. 2256

AN ORDINANCE of the City of Kent, Washington, approving and confirming the assessments and assessment roll of Local Improvement District No. 292, which has been created and established for the purpose of improving a portion of the City by the improvement of 104th Avenue SE from SE 235th Street to SE 242nd Street and the improvement of SE 240th Street from 104th Avenue SE to 108th Avenue SE as provided by Ordinance 2167 and levying and assessing the amounts thereof against the several lots, tracts, parcels of land and other properties shown on the roll.

WHEREAS, the assessment roll levying the special assessment against the properties located in Local Improvement District No. 292, has been filed with the Clerk of the City of Kent, as provided by law; and

WHEREAS, notice of the time and place of hearing thereon and of making objections and protests to the roll was duly published at and for the time and in the manner provided by law, fixing the time and place of hearing thereof for the 17th day of November, 1980, at the hour of 8 o'clock p.m. in the Council Chambers of the City Hall in the City of Kent, Washington, and further notice thereof was duly mailed by the City Clerk to each property owner shown on that roll; and

WHEREAS, at the time and place fixed and designated in that notice, the hearing was duly held and written and verbal protests were received and considered by the City Council.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. The assessments and assessment roll of Local Improvement District No. 292 which has been created and established for the purpose of improving a portion of the City by the improvement of 104th Avenue SE from SE 235th Street to SE 242nd Street and the improvement of SE 240th Street from 104th Avenue SE to 108th Avenue SE as provided by Ordinance 2167, as the same now stands, be and the same are hereby in all things and
respects approved and confirmed in the total amount of One Hundred Sixty One Thousand, Eight Hundred Forty-Seven and 46/100 Dollars ($161,847.46)

Section 2. Each of the lots, tracts, parcels of land and other property shown upon the roll is hereby determined and declared to be specially benefited by the improvements in at least the amount charged against the same and the assessment appearing upon the roll the amount finally charged against the same thereon.

Section 3. The assessment roll as approved and confirmed shall be filed with the Supervisor of Treasury Accounting of the City of Kent for collection, and the Supervisor of Treasury Accounting is hereby authorized and directed to publish notice as required by law stating that the roll is in her hand for collection and payment of any assessment thereof or any portion of that assessment can be made at any time within thirty (30) days from the date of the first publication of the notice without penalty, interest or cost, and that thereafter the sum remaining unpaid may be paid in ten (10) equal installments with interest thereon hereby fixed at the rate of 10 1/2% per annum, provided, however, that if the net effective interest rate fixed on the local improvement bonds hereafter issued for Local Improvement District No. 292 is other than 10% per annum, the interest rate on the unpaid assessment shall be revised to a rate of 1/2 of 1% greater than the net effective interest rate on such bonds. The first installment of assessments on the assessment roll shall become due and payable during the thirty (30) day period succeeding the date one (1) year after the date of the first publication by the Supervisor of Treasury Accounting of notice that the assessment roll is in her hand 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 (30) day period; interest upon the whole unpaid sum shall be charged at the rate of 10 1/2% per annum and each year thereafter one of the installments, together with interest due on the whole unpaid balance, shall be collected; provided, however, that if the net effective interest rate fixed on the local improvement bonds hereafter issued for Local Improvement District No. 292 is other than 10% per annum, the interest rate on the unpaid assessment shall be revised to a rate of 1/2 of
1% greater than the net effective interest rate on such bonds. Any installment not paid prior to the expiration of the thirty (30) day period during which sum installment is due and payable shall thereupon become delinquent. All delinquent installments shall be subject to a charge of interest of 8% 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. This Ordinance shall take effect and be in force five (5) days from and after its passage, approval and publication as provided by law.

ISABEL HOGAN, MAYOR

ATTEST:

MARIE JENSEN, CITY CLERK

APPROVED AS TO FORM:

DONALD MIRK, CITY ATTORNEY

PASSED the 1 day of December, 1980.
APPROVED the 4 day of December, 1980.
PUBLISHED the 8 day of December, 1980.

I hereby certify that this is a true copy of Ordinance NO. 2356, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

MARIE JENSEN, CITY CLERK