ORDINANCE NO. 3083

AN ORDINANCE of the City Council of the City of Kent, Washington, approving and confirming the assessments and the assessment roll of Local Improvement District 339, which has been created and established for the purposes of installing a sanitary sewer to ten (10) previously unsewered properties on Hilltop Avenue 900 feet to 1400 feet north on James Street; all as provided in Ordinance 2982; and levying and assessing the amount thereof against several lots, tracts, parcels of land, and the properties shown on the roll.

WHEREAS, the assessment roll levying the special assessments against the properties located in Local Improvement District No. 339 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 as to the roll was duly published at and for the time and in the manner provided by law, fixing a time and place of hearing therefor for the 5th day of January, 1993 at the hour of 7 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 the roll; and

WHEREAS, the Council held such public hearings and considered all written and verbal testimony before it; and

WHEREAS, the Council finds that the lots, tracts, parcels of land, and other properties within LID 339 are specially
benefitted by the improvements in at least the amount charged against the same; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The assessments and the assessment roll of Local Improvement District No. 339 which has been created and established for the purpose of installing a sanitary sewer to ten (10) previously unsewered properties on Hilltop Avenue 900 feet to 1400 feet north on James Street, as shown on Exhibit A, attached hereto and incorporated herein by this reference, be and the same is hereby in all things and respects approved and confirmed in the total amount of $72,986.50. The cost of the total project is $97,986.50. A copy of the assessment roll is attached as Exhibit B and incorporated herein by this reference. City funding contribution to this project amounts to $25,000.00.

Section 2. Findings. Each of the lots, tracts, parcels of land, and other properties shown upon the roll is hereby determined and declared to be specifically benefitted by the improvements in at least the amount charged against the same, and the assessment appearing against the same is in proportion to the several assessments appearing on the roll. There is hereby levied and assessed against each lot, tract, parcel of land, and other property appearing on 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 his/her hands 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 shall be paid in fifteen (15) equal installments with interest at an estimated rate of 8% per annum with the exact interest rate to be fixed in the ordinance authorizing issuance and sale of the LID bonds for LID 339. The first installments of assessments on the assessment roll shall become due and payable during the thirty (30) days 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 his/her 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 (30) day period, interest upon the whole unpaid sum shall be charged at the rate as determined above, and each year thereafter one of the installments, together with interest due on the whole unpaid balance, shall be collected. 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 at the rate as determined above and for an additional charge of 9% percent 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. Severability. If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 5. Effective Date. This ordinance shall take effect and be in force thirty days after its passage, approval and publication.

DAN KELLEHER, MAYOR

ATTEST:

BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

ROGER A. LUBOVICH, CITY ATTORNEY

PASSED the __ day of January, 1993.
APPROVED the __ day of January, 1993.
PUBLISHED the __ day of January, 1993.

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

[Signature]

BRENDA JACOBER, CITY CLERK
PROPOSED SANITARY SEWER L.I.D. FOR HILLTOP AVE.

* SIGNED L.I.D. PETITION
☐ ASSESSMENT NUMBER

L.I.D. BOUNDARY

EXHIBIT A

1-10-91
<table>
<thead>
<tr>
<th>ASSESSMENT NO.</th>
<th>DESCRIPTION</th>
<th>ASSESSMENT AMOUNT</th>
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</table>
| 817            | 817 Hilltop Ave. N. Kent, WA 98031  
Lot 1, Block 1, Walker's 2nd Addition to Kent, as recorded in Vol. 62 of Plats, Page 80, records of King Co., Washington  
912250-0010 | $7,298.65 |
| 826            | 826 Hilltop Ave. N Kent, WA 98031  
Lot 1, Block 2, Walker's 2nd Addition to Kent, as recorded in Vol. 62 of Plats, Page 80, records of King Co., Washington  
912250-0070 | $7,298.65 |
| 827            | 827 Hilltop Ave. N Kent, WA 98031  
Lot 2, Block 1, Walker's 2nd Addition to Kent, as recorded in Vol. 62 of Plats, Page 80, records of King Co., Washington  
912250-0020 | $7,298.65 |
| 835            | 835 Hilltop Ave. N Kent, WA 98031  
Lot 3, Block 1, Walker's 2nd Addition to Kent, as recorded in Vol. 62 of Plats, Page 80, records of King Co., Washington  
912250-0030 | $7,298.65 |
| 836            | 836 Hilltop Ave. N Kent, WA 98031  
Lot 2, Block 2, Walker's 2nd Addition to Kent, as recorded in Vol. 62 of Plats, Page 80, records of King Co., Washington  
912250-0060 | $7,298.65 |
| 843            | 843 Hilltop Ave. N Kent, WA 98031  
Lot 4, Block 1, Walker's 2nd Addition to Kent, as recorded in Vol. 62 of Plats, Page 80, records of King Co., Washington  
912250-0040 | $7,298.65 |
# L.I.D. 339
## HILLTOP AVENUE SANITARY SEWER IMPROVEMENTS
### FINAL ASSESSMENT ROLL

<table>
<thead>
<tr>
<th>ASSESSMENT NO.</th>
<th>DESCRIPTION</th>
<th>ASSESSMENT AMOUNT</th>
</tr>
</thead>
</table>
| 846           | Ralph N. Fischer  
846 Hilltop Ave. N.  
Kent, WA 98031  
Lot 3, less north 10 feet, Block 2, Walker’s 2nd Addition to Kent, as recorded in Vol. 62 of Plats, Page 80, records of King Co., Washington | $7,298.65         |
| 851           | David C. Durand  
851 Hilltop Ave. N.  
Kent, WA 98031  
Lot 5, Block 1, Walker’s 2nd Addition to Kent, as recorded in Vol. 62 of Plats, Page 80, records of King Co., Washington | $7,298.65         |
| 852           | Robert M. & LaVerne A. Rhodes  
9069 Gainsborough Ave.  
San Diego, CA 92129  
Lot 4 and north 10 feet of Lot 3, Block 2, Walker’s 2nd Addition to Kent, as recorded in Vol. 62 of Plats, Page 80, records of King Co., Washington | $7,298.65         |
| 859           | P. R. Bennett  
859 Hilltop Ave. N.  
Kent, WA 98031  
Lot 6, Block 1, Walker’s 2nd Addition to Kent, as recorded in Vol. 62 of Plats, Page 80, records of King Co., Washington | $7,298.65         |

L.I.D. TOTAL ASSESSMENTS: $72,986.50