 ORDINANCE NO. 3680

AN ORDINANCE of the City of Kent, Washington setting a date for public hearing on the assessment roll of Local Improvement District No. 353 relating to the construction of the South 228th Street Extension project as provided by Ordinance No. 3619.

RECITALS

A. The assessment roll levying the special assessments against the properties located in Local Improvement District No. 353 in the City of Kent, Washington (the “City”), has been filed with the City Clerk as provided by law.

B. The City Council delegates under RCW 35.44.070 to the councilmembers now serving on the Public Works Committee the conduct of the hearing on the assessment roll.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS.

ORDINANCE

SECTION 1. – Hearing Date. The hearing on the final assessment roll for Local Improvement District No. 353 is set before a special committee (the “Committee”) comprised of the three (3) councilmembers now serving on the Kent City Council Public Works Committee. The Public Works Committee chair may substitute other councilmembers for this committee, should any member of the Public Works Committee become unavailable to conduct this hearing. The hearing is to be held at the Council Chambers at the Kent City Hall, Kent, Washington, at the hour of 4:00 p.m. on March 23, 2004.

LID 353 – Public Hearing Date on Final Assessment Roll
SECTION 2. - Protests. Property owners wishing to file a protest about the amount of the assessment must do so in writing and file any such protest with the City Clerk at, or prior to, the public hearing. In order for a protest to be considered valid, it must include proof that the property is not being benefited to the amount of the assessment. One form of such proof would be an appraisal showing the value of the property before and after construction of the improvements.

SECTION 3. - Board of Equalization – Recommendation. The Committee will sit as a Board of Equalization for the purpose of considering such assessment roll and at such hearing will consider objections and may consider such corrections or modifications to the roll as may appear just and equitable. After the conclusion of the hearing, the Committee will make recommendations for consideration by the whole City Council at a regular meeting, and the Council shall then proceed to confirm the assessment roll by ordinance.

SECTION 4. - Ratification and Confirmation. Ordinance 3619, and all acts prior to and consistent herewith are hereby ratified and confirmed.

SECTION 5. - Effective Date. This ordinance shall take effect and be in force five (5) days from and after its passage and publication as required by law.

ATTEST:

JIM WHITE, MAYOR

BRENDA JACOBER, CITY CLERK
APPROVED AS TO FORM:

TOM BRUBAKER, CITY ATTORNEY


I hereby certify that this is a true copy of Ordinance No. 3680 passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

BRENDA JACOBER, CITY CLERK (SEAL)