

ORDINANCE NO. 700 FOR 1949

In the Matter of Street Improvement)
District for the construction of)
Curbs and Paving on Ash Street)
East of Canal.)

ORDINANCE NO. 700
FOR 1949

ORDINANCE BILL NO.
20

A BILL FOR AN ORDINANCE LEVYING AGAINST THE PROPERTY SPECIALLY BENEFITTED THEREBY, ASSESSMENTS FOR THE COST OF THE CONSTRUCTION OF CURBS AND THE PAVING OF ASH STREET EAST OF CANAL, AND DECLARING AN EMERGENCY:

WHEREAS, the owners of all of the property abutting upon the street improvement district above described, have filed with the City Recorder of the City of Lebanon, Oregon, their petition asking for the improvement of said street, by the laying of pavement thereon and the construction of necessary curbs, and said petition was accepted by the Common Council of the City of Lebanon and the City Engineer was ordered to prepare and file plans, specifications, and estimates of the cost of said improvements, and

WHEREAS, the City Engineer thereafter did prepare and file with the City Recorder of the City of Lebanon, plans, specifications, and estimates of the probable cost of said improvements, and

WHEREAS, the owners of all of the property abutting upon the street improvement district by their petition requested that said improvement be made without advertising for bids, and without notice of intention to make the same, and waived, the right of remonstrance and ratified and approved all acts or things done or to be done by the Common Council in connection with the making of said improvement, and consented that assessments be levied a liens against the respective parcels of real property or the cost of the respective improvements and waived all irregularities in the levying of assessments therefore or any thereof and agreed that they would within ten days after the assessments are levied pay the same or duly execute a bonding application under the Bancroft Bonding act, and



WHEREAS, the City Council in view of the agreement, waiver and consent above recited did not proceed in the manner provided by the City Charter relating to publication of notice of intention, and of invitation for bids, but entered into a contract with the Warren Northwest, Inc. for the improvements requested by the petitioners by the terms of which Warren Northwest, Inc. agreed to make the improvements according to the same plans and specifications and the same unit cost as had been agreed upon with respect to Ash Street from Park Street to the canal, and,

WHEREAS, it is the judgment of the City Council that a lower and better bid would not have been received than the terms set forth in the contract with the Warren Northwest, Inc. for the construction of paving and curbing on Ash Street East to the Canal, had notice inviting proposals been published and that the work done on this project is satisfactory and that the benefits received by the abutting property owners is equal to or greater than the cost of the improvement to them as hereinafter shown in this assessment, and

WHEREAS, pursuant to the contract between the City of Lebanon and the Warren Northwest, Inc. the said work and improvement has been completed and approved having been done strictly in accordance with the terms of the contract and the cost of said work and improvements has been determined.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Section I. That the cost of said work and improvement to be borne by the property abutting upon and adjacent to the portion of Ash Street East to the Canal, is \$621.44.

Section II. That the proportionate share of said cost of said work and improvement to be borne by the real property

BOND
USA
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especially benefitted thereby and to be assessed therefore is hereby declared to be the amount set immediately after the separate description of each lot or tract of land hereinafter stated, and each of said lots or tracts of land is determined and declared to be benefitted by said improvement in the sum equal to or greater than the amount assessed thereto hereinafter; and each of said lots or tracts of land should be, and the same hereby is, assessed for its proportionate share of the cost of said improvement in the sum set opposite the description thereof, to-wit:


CAMPBELL'S

ASSESSMENT TO PROPERTY OWNERS

Ash Street
East of Canal.

Paving-----	478.90
Curb Removal-----	
Curbs-----	<u>142.54</u>
Total	<u>621.44</u>



HARRY MILLER () Ash Street Improvement East of Canal.

Lots 3 & 4, Block 3, Claypool Addition to the City of Lebanon.

Curbs	67' frontage	@ 1.21	81.07
Paving	89' "	@ 3.06	272.38
		Total	<u>353.45</u>
		Paid	
		Balance	<u> </u>

GEORGE BRITTON () Ash Street Improvement East of Canal.

Lot 6, Block 1, Claypool Addition to the City of Lebanon; to a point opposite the East line of Lot 3, Block 3, Claypool Addition to the City of Lebanon.

Curbs	50.8' frontage	@ 1.21	61.47
Paving	67.49' "	@ 3.06	206.52
		Total	<u>267.99</u>
		Paid	
		Balance	<u> </u>

CITY OF LEBANON

Section III. That the Recorder of the City of Lebanon be and he hereby is ordered and directed to enter immediately in the docket of City Liens of the City of Lebanon, a statement of each assessment made, declared and levied by this Ordinance, together with the names of the respective owners or reputed owners and the description of such lots and tracts of land hereinabove described, in the manner, as provided by the Charter; and to give notice forthwith to the owner of all of said property as to said assessments, in the manner provided by the Charter of the said City of Lebanon.

Section IV. That the said City of Lebanon having seriously depleted its funds, and this Ordinance therefore being required for the peace, health and safety of the said City, an emergency is hereby declared and said Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council and approved by the Mayor this *30th* day of *March*, 194*9*.

R. J. Wald

Mayor

ATTEST:

Ieda Singer
City Recorder