

CITY OF SHERWOOD, OREGON

ORDINANCE NO. 655

AN ORDINANCE RATIFYING AND ADOPTING THE ESTIMATED COST OF IMPROVEMENTS TO BE MADE IN THE WILLAMETTE STREET STORM DRAINAGE DISTRICT; DECLARING THE RESULTS OF HEARING HELD WITH RESPECT TO PROPOSED ASSESSMENT OF APPORTIONED ESTIMATED COST AGAINST PROPERTY TO BE BENEFITTED; RATIFYING AND ADOPTING THE APPORTIONMENT AND ASSESSMENT OF ESTIMATED COST TO THE RESPECTIVE LOTS, PARTS OF LOTS AND PARCELS OF LAND WITHIN THE ASSESSMENT DISTRICT ACCORDING TO THE SPECIAL AND PECULIAR BENEFITS ACCRUING THERETO FROM THE IMPROVEMENT; SPREADING THE ASSESSMENT; DIRECTING THE RECORDER TO ENTER ALL ASSESSMENTS IN A SEPARATE LIEN DOCKET OF THE CITY, AND DECLARING SAME TO BE A LIEN ON THE RESPECTIVE PROPERTIES UNTIL PAID; AND DECLARING AN EMERGENCY.

THE CITY OF SHERWOOD DOES ORDAIN AS FOLLOWS:

Section 1: The council finds that by ordinance #650 adopted on June 27, 1974, the council authorized the construction of storm drainage improvements within the boundaries of the "Willamette Street Storm Drainage Improvement District" as bounded and described in said ordinance and that the total estimated cost of construction and expenses of said improvements is \$66,000 of which \$46,000 represents estimated costs of construction and expenses of improvements which specially benefit property within the district, the cost of which should be born by the properties so benefited.

Section 2: The City Council further finds and determines that the City Recorder heretofore gave due and legal notice; pursuant to Section 215 of the Charter of the City of Sherwood of the proposed apportionment and impending assessment and mailed or caused to be delivered to the owner of each lot proposed to be assessed notice of the assessment, which notice stated the amount of the assessment proposed on that property and stated the date by which time objections should be filed with the Recorder and requiring that such objections state the grounds therefor.

Section 3: The City Council further finds that the council met on July 17, 1974, at 8:00 P.M. pursuant to said notice and heard, considered and determined all objections, determined that the proposed apportionment was equitable and just, and determined to assess said properties in accordance with said apportionment of estimated cost on properties benefited within the district.

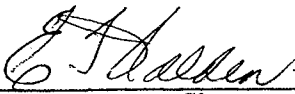
Section 4: The City Council hereby ratifies and adopts, and finds that the apportionment of said estimated costs of the improvements upon each lot, part of lot or parcel, as prepared by the City Engineer and City Administrator, and as set forth in the attached schedule entitled "Property Assessment Roll - Willamette Street Storm Drainage Improvement District" which by this reference is made a part hereof is according to the special and peculiar benefits accruing to said lots or parcels from the improvements. The council hereby determines the said assessments to be properly apportioned, and each lot, part of lot or parcel within said improvement district as designated in the attached apportionment schedule be, and the same is hereby assessed and charged with the total sum shown on the line opposite thereto and the same shall constitute a lien thereagainst from and after the passage of this ordinance and entry thereof in the city lien record as hereinafter provided.

Section 5: The City Recorder be, and is hereby directed to enter each and all of said lots, parts of lots or parcels and the amount of the assessment thereagainst, as shown by the attached schedule, in the lien docket of the City of Sherwood, separate from other prior or subsequent assessments and the same shall constitute a lien against each respective lot, part of lot or parcel and bear interest at seven per cent per annum until paid.

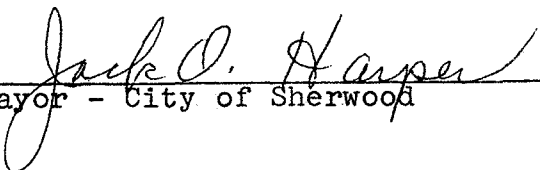
Section 6: The City Recorder be and is hereby directed to give notice by mail and publication of entry of said assessment in the lien docket in the manner set forth in Section 180 of the Charter of the City of Sherwood and to provide to the owners of assessed property application forms for payment of assessment on the installment basis pursuant to ORS 223.205, et seq. (Bancroft Bonding Act).

Section 7: Inasmuch as it is necessary for the preservation of the public peace, health and safety of the people of the City of Sherwood that the ordinance take effect immediately in order that provision may be made for payment of costs and expenses of making said improvements, an emergency is hereby declared to exist and this ordinance shall be effective upon its passage by the council and approval by the mayor.

PASSED: By the Council by 4 vote of all Council members present, after being read by caption three times, and in body once, this 9 day of Oct, 1974.

  
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City Recorder - Sherwood

APPROVED: By the Mayor, this 9 day of Oct., 1974.

  
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Mayor - City of Sherwood