

CITY OF SHERWOOD, OREGON

ORDINANCE NO. 760

AN ORDINANCE RATIFYING AND ADOPTING THE APPORTIONMENT AND FINAL ASSESSMENT OF THE COST OF WATER LINE IMPROVEMENTS IN THE ROCK CREEK WATER AND SEWER LOCAL IMPROVEMENT DISTRICT TO THE RESPECTIVE LOTS, PARTS OF LOTS, AND PARCELS OF LAND WITHIN THE ASSESSMENT DISTRICT ACCORDING TO THE SPECIAL BENEFITS ACCRUING THERETO; SPREADING THE ASSESSMENT; DIRECTING THE RECORDER TO ENTER ALL THE ASSESSMENTS IN A SEPARATE LIEN DOCKET OF THE CITY; DECLARING SAME TO BE A LIEN ON THE RESPECTIVE PROPERTIES UNTIL PAID; DIRECTING THAT NOTICE THEREOF BE GIVEN; AND DECLARING AN EMERGENCY

THE CITY OF SHERWOOD DOES ORDAIN AS FOLLOWS:

Section 1. The City Council finds that pursuant to Ordinance No. 759, and due and proper notice given, the Council heard and considered at its meeting of January 27, 1982 the proposed final assessments and all objections thereto filed with the City Recorder.

Section 2. The City Council does hereby determine that the assessments set forth in the attached "Final Water Line Property Assessment Roll--Rock Creek Water and Sewer Local Improvement District", marked Exhibit A and incorporated herein, are properly apportioned according to the special and peculiar benefits accruing to each parcel, part of lot, or lot benefited by the water line improvement within said improvement district, and each lot, parcel or part of lot as designated in the attached apportionment schedule be, and the same is hereby, assessed and charged with the total sum for water line improvements shown on the line opposite each said property, and same shall constitute a lien thereagainst from and after the passage of this ordinance and entry thereof in the City Lien Record and recording as hereinafter provided.

Section 3. The City Recorder be, and she is hereby, directed to enter each and all of said lots, parts of lots, or parcels and the amount of the water line assessment thereagainst, as shown by the attached schedules, in the Lien Docket of the City, separate from other and prior or subsequent assessments, and same shall constitute a lien against each respective lot, part of lot or parcel, payable on or before March 31, 1982, after which date same shall become delinquent and shall bear interest at the rate of 15% per annum from March 31, 1982 until paid.

Section 4. The City Recorder shall note of record that the assessments made by this ordinance for water line improvements are made in lieu of and shall substitute for and replace those preliminary assessment liens created by Ordinance No. 730, enacted October 28, 1980, to the extent that said prior liens were for the water line improvements.

Section 5. The City Recorder is hereby instructed to give note of the assessment made hereby to the owners of the property assessed and to provide said owners with appropriate applications to pay said assessment on the installment basis, pursuant to the Bancroft Bonding Act and applicable city charter provisions. The applications shall provide for interest on the assessment for which installment payment application is made at the rate of 12% from March 31, 1982 until the bonds are sold, at which time the rate of interest on bonded assessments shall be adjusted to a rate 1% per annum higher than the annual rate of interest paid by the City of Sherwood upon the bonds, said 1% being for the purpose of payment of the costs of administering the bond program and issuing the bonds as provided by ORS 223.235.

Section 6. 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 final provision may be made for payment of the costs of water line improvements in the Rock Creek Water and Sewer Local Improvement District and for repayment of interim financing therefor, 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 UNANIMOUS vote of the City Council
this 27 day of January, 1982.

Polly Blankenbaker

Polly Blankenbaker
City Recorder

APPROVED:

By the Mayor this 28 day of January,
1982.

Clyde List

Clyde List
Mayor

EXHIBIT A

FINAL WATER LINE PROPERTY ASSESSMENT ROLL
ROCK CREEK WATER AND SEWER LOCAL IMPROVEMENT DISTRICT

Tax Map/ Tax Lot	Name and Address of Owner	Area Assessment	Frontage Assessment	Service Connections	Total Water Assessment
<u>2S1 28B</u>					
104	Sentrol, Inc. 10831 SW Cascade Ave. Portland OR 97223	48,649.34	6,730.87	0	55,380.21
00	Lloyd D. Taylor PO Box 1661 Lake Oswego OR 97034	7,770.38	2,486.18	0	10,256.56
301	Richard E. & Sheila Stone 1586 NW 143rd Portland OR 97229	1,154.30	2,122.34	396.00	3,672.64
400	Lloyd D. Taylor PO Box 1661 Lake Oswego OR 97034	5,349.18	6,245.76	0	11,594.94
401	Lloyd & Arlette Taylor PO Box 1661 Lake Oswego OR 97034	5,827.79	636.70	1,573.84	8,038.33
02	Lloyd & Arlette Taylor c/o Effie Peterson PO Box 1661 Lake Oswego OR 97034	1,970.75	5,912.25	0	7,883.00
403	Lloyd & Arlette Taylor c/o Effie Peterson PO Box 1661 Lake Oswego OR 97034	4,166.73	1,606.92	1,573.84	7,347.49
<u>2S1 28C</u>					
100	Conrad Sproul 15880 SW 79th Tigard OR 97223	985.37	6,185.12	0	7,170.49

Tax Map/ Tax Lot	Name and Address of Owner	Area Assessment	Frontage Assessment	Service Connections	Total Water Assessment
---------------------	------------------------------	--------------------	------------------------	------------------------	---------------------------

2S1 28C (cont'd.)

101	Arlene C. Morrison c/o Lyle F. & Nedra Hathaway 11050 SW Hazelbrook Sherwood OR 97140	9,600.36	13,279.82	2,000.00	24,880.18
102	Donald E. Kettleberg 13825 SW Tualatin-Sherwood Rd. Sherwood OR 97140	1,801.83	2,152.66	0	3,954.49
103	Arlene C. Morrison c/o S and T Industries PO Box 421 Sherwood OR 97140	2,984.28	2,319.42	0	5,303.70
200	Queenie A. Melvin 2600 SW Georgian Pl. Portland OR 97201	21,171.47	4,244.69	954.84	26,371.00
201	Brune Investment Co. 10100 SW North Dakota Tigard OR 97223	9,656.67	3,744.42	981.58	14,382.67
202	Howard E. Brune 122 Condolea Dr. Lake Oswego OR 97034	1,942.60	0	0	1,942.60
300	Larry Wellons & Hank Schutte PO Box 381 Sherwood OR 97140	2,618.28	2,652.93	0	5,271.21
301	Larry Wellons & Assoc. PO Box 381 Sherwood OR 97140	3,434.73	3,198.68	954.84	7,588.25
302	Larry Wellons & Hank Schutte c/o Wilbur T. West 13575 SW Peters Rd. Lake Oswego OR 97034	2,477.51	5,578.74	171.88	8,228.13

Tax map/ Tax Lot	Name and address of Owner	Area Assessment	Frontage Assessment	Service Connections	Total water Assessment
---------------------	------------------------------	--------------------	------------------------	------------------------	---------------------------

2S1 28C (cont'd.)

400	Frontier Leather Co. PO Box 502 Sherwood OR 97140	5,827.79	6,200.28	0	12,028.07
501	Lamley Corporation Rt. 1 Box 33M Newberg OR 97132	25,985.73	21,466.00	0	47,451.73

2S1 29D

100	Oregon-Washington Lbr. Co. 301 NW Murray Rd. Portland OR 97229	43,778.78	6,655.07	0	50,433.85
103	Schwan's Sales Enterprises 113 W. College Dr. Marshall MN 56258	1,238.76	1,546.28	298.38	3,083.42 y
600	Frontier Leather Co. PO Box 502 Sherwood OR 97140	27,731.25	11,703.22	0	39,434.47

2S1 32AA

190	John M. & Lilli J. Healy and Fonna R. Wasch PO Box 23938 Tigard OR 97223	112.61	1,425.00	0	1,537.61
200	Donald C. Cochran c/o Ralph & Louise Cardinal, Trustees 3535 SW Buddington Portland OR 97219	13,541.86	7,155.33	0	20,697.19

Tax Map/ Tax Lot	Name and Address of Owner	Area Assessment	Frontage Assessment	Service Connections	Total Water Assessment
---------------------	------------------------------	--------------------	------------------------	------------------------	---------------------------

2S1 32AA (cont'd.)

1100	James M. & Nancy V. Dailey Route 3 Box 12 Sherwood OR 97140	84.46	0	0	84.46
1101	Raymond E. Leach 1500 N. Maple Canby OR 97013	6,278.24	7,003.74	0	13,281.98
1200	James M. & Nancy V. Dailey Route 3 Box 12 Sherwood OR 97140	3,885.19	3,880.86	0	7,766.05

2S1 32AD

100	Sanford M. & Marilyn G. Rowe 1780 E. Willamette Sherwood OR 97140	1,407.68	1,667.56	0	3,075.24
301	Smelser, Inc. c/o Dale Construction Co. 12360 SW Main Tigard OR 97223	11,824.49	13,795.23	0	25,619.72
302	Ladd C. & Dorothy J. Arnoti PO Box 138 Cottonwood Idaho 83522	788.30	0	0	788.30

2S1 32DA

200	Dale Construction Co. 12360 SW Main St. Tigard OR 97223	1,323.22	0	0	1,323.22
-----	---	----------	---	---	----------

Tax Map/ Tax Lot	Name and Address of Owner	Area Assessment	Frontage Assessment	Service Connections	Total Water Assessment
---------------------	------------------------------	--------------------	------------------------	------------------------	---------------------------

2S1 32DA

201	City of Sherwood 90 NW Park St. Sherwood OR 97140	1,858.13	0	0	1,858.13
300	Ladd C. & Dorothy J. Arnoti PO Box 138 Cottonwood Idaho 83522	4,307.49	0	0	4,307.49