

City of Sherwood, Oregon

ORDINANCE NO. 90-919

AN ORDINANCE TRANSFERRING THE ASSESSMENTS MADE TO WASHINGTON COUNTY ASSESSOR'S MAP 2S1 32AA TAX LOT 6400 AND WASHINGTON COUNTY ASSESSOR'S MAP 2S1 33 TAX LOT 1200 WITHIN THE ROCK CREEK SEWER LOCAL IMPROVEMENT DISTRICT AND MURDOCK ROAD LOCAL IMPROVEMENT DISTRICT, PROVIDING FOR THE EXECUTION OF A NEW CONTRACT, AND DECLARING AN EMERGENCY.

Section 1. The Council of the City of Sherwood finds that an application has been duly filed with the City Recorder for a transfer of the assessments and accrued interest levied upon parcels of contiguous land; that the City Recorder mailed notice to the owner and parties having an interest in such property that the City Council would consider such reapportionment at its regular meeting held November 14, 1990; that the City Manager has made a report and recommendation to the Council for the property proposed to be replatted describing the effect of such transfer upon the security of the City; and the Council having heard and considered the matter; hereby adopts the facts and findings contained in the report of the City Manager, and further finds that said transfer of assessment liens will not impair the security of the City of Sherwood for the collection of the assessments upon said property. The City further finds that all owners of the subject tax lot have joined in the request for said transfer and have consented thereto.

Section 2. Subject to fulfillment of the conditions set forth hereafter in Section 3 of this Ordinance, the assessment for Washington County Assessor's Map 2S1 32AA Tax Lot 6400 and Washington County Assessor's Map 2S1 33 Tax Lot 1200 within the Rock Creek Sewer Local Improvement District and the Murdock Rd. Local Improvement District is hereby reapportioned by applying the principal balance and interest accrued to November 15, 1990 in the amount of \$109,330.40 to 2S1 32AA:1200 as described in the report of the City Manager which is hereby adopted by reference and made a part of this Ordinance, and the docket of City Liens is hereby amended to conform with this reapportionment.

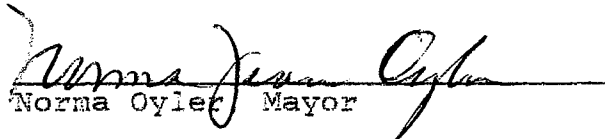
Section 3. The City Council further finds that the owners' request for an extension of contract terms requires the execution of a new contract, and that the contract must be executed prior

to this ordinance being in effect. It is a further condition precedent to this ordinance becoming effective that concurrently and simultaneously with the transfer of assessment herein provided for that there be paid in escrow from the sale proceeds of the owners' sale of tax lot 6400 Washington County Assessors's map 2S1 32AA a sum sufficient to pay in full those assessments paid by the State Department of Revenue pursuant to assessment deferral statutes and the Washington County Department of Assessment & Taxation on account of real property taxes on tax lot 1200 Washington County Assessor's Map 2S1 33.

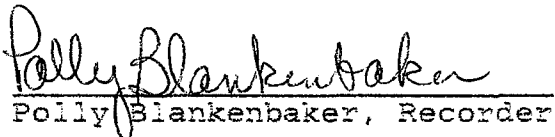
Section 4. Inasmuch as it is necessary for the peace, health and safety of the people of the City of Sherwood that this Ordinance take effect immediately in order that the lawful sale and transfer of property may proceed, an emergency is hereby declared to exist, and this ordinance shall be effective upon its passage by the Council and approval by the Mayor, subject to fulfillment of the conditions set forth hereinabove.

Passed by unanimous vote of the City Council this 28th day of November, 1990.

Approved by the Mayor this 5 day of December, 1990.


Norma Oyler Mayor

Attest:


Polly Blankenbaker, Recorder

	Aye	Nay
Oyler	<u>X</u>	_____
Hitchcock	<u>X</u>	_____
Boyle	<u>X</u>	_____
Birchill	<u>X</u>	_____
Chavez	<u>X</u>	_____



CITY OF SHERWOOD
Sherwood, Oregon 97140

90 NW Park Street
Sherwood, Oregon 97140
625-5522 625-5523

STREET & SEWER LINE ASSESSMENT NOTICE -
MURDOCK ROAD AND ROCK CREEK SEWER LOCAL IMPROVEMENT DISTRICT

DATE: November 15, 1990

TO: Kay Merkle
6407 Barnwood Trace Apt E
Indianapolis, Ind. 46268

Douglas Lundy
19355 SW 65th #192
Tualatin, Or 97062

Luanne Lundy
2184 SW Crest Dr.
Lake Oswego, Or 97034

Darren Lundy
7800 SW Sagert #132
Tualatin, Or 97062

YOU ARE HEREBY NOTIFIED THAT THE City of Sherwood has levied an assessment for street and sewer line improvements, and such assessment has been docketed as a lien. The following described property has been assessed by order of the city Council of Sherwood for street and sewer line improvements in the sum so indicated and said assessment is now due and payable:

Description of Property Assessed: Washington County Assessor's Map No. 2S1 33, Tax Lot 1200

Assessment: \$109,330.40*

*This assessment amount reflects the principal balance and accrued interest owing through November 15, 1990 on the Murdock Rd. LID and the Rock Creek Sewer LID Assessments.

APPLICATION FOR INSTALLMENT PAYMENT OF ASSESSMENT
(Bancroft Bonding Act)

TO THE CITY RECORDER, CITY OF SHERWOOD:

We, the undersigned, being each and all of the owners of the above described real premises, pursuant to ORS 223.205 to 223.300 (Bancroft Bonding Act) do hereby make application for installment payment and agreement to pay the foregoing assessment in ten (10) equal semi-annual installments. Interest at the rate of 9.5854% per annum on the assessment balance shall be paid semi-annually.

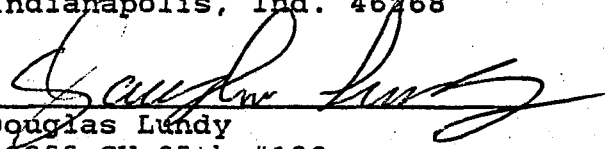
The first payment shall be due and payable May 15, 1991, with subsequent payments due at the expiration of each semi-annual

period thereafter.

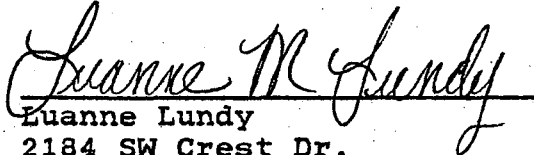
In consideration hereof, and in accordance with ORS 223.215, the undersigned owner(s) and applicant(s) hereby expressly waive all irregularities or defects, jurisdictional or otherwise, in the proceedings to cause said improvement to be constructed or made for which the assessment is levied and in the apportionment of the costs thereof upon the property affected thereby, including that above.

IN WITNESS WHEREOF, we have hereunto set our hands this 13
day of Nov, 1990.

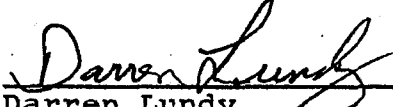
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