

ORDINANCE NO. 726

AN ORDINANCE of the City of Kirkland, Washington, providing for the improvement of certain streets, by the construction and installation of water and sewer lines and by doing all other work necessary in connection therewith and incidental thereto, pursuant to Resolution No. 444 of the city, passed and approved June 17, 1957, creating a local improvement district therefor, providing that the payment for said improvements be made by special assessments upon the property in said district payable by the mode of "payment by bonds", creating a construction fund and ratifying and confirming certain actions heretofore taken by the City Council.

WHEREAS, on June 17, 1957, the Council of the City of Kirkland, Washington, adopted its Resolution No. 444 declaring its intention to improve certain streets within the city by the construction and installation of water and sewer lines and by doing all other work necessary in connection therewith and incidental thereto and fixing a time for the hearing on such resolution; and

WHEREAS, said resolution was duly published in the manner required by law and notice of said hearing was also duly given as required by law; and

WHEREAS, said hearing was held on July 15, 1957, as provided in said notice, and after hearing all protests a discussion of the same and of said proposed improvements was held and after due consideration of said protests and improvements, as described in Resolution No. 444, the Council determined to order the construction and installation of the improvements described in said resolution and further determined that Local Improvement District No. 97 be created therefor;

~~NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kirkland, Washington, as follows:~~

THE CITY COUNCIL OF THE CITY OF KIRKLAND DO ORDAIN AS FOLLOWS:

Section 1. The following streets within the city shall be improved as follows:

A. 6" asbestos water main on 7th Street South from 5th Avenue South to 9th Avenue South, together with hydrants, valves and fittings.

B. 8" sanitary sewer line on 7th Street South from 5th Avenue South to 9th Avenue South, together with service wyes, manholes and appurtenances.

Section 2. That there be and is hereby established a local improvement district of the city to be known as "Local Improvement District No. 97", which said district shall include all the property between the termini of said improvements abutting upon, adjacent, vicinal or proximate to the street to be improved to a distance back from the marginal line thereof to the center line of the blocks facing or abutting thereon and in any case a distance of at least 90 feet back from such street.

Section 3. The entire cost and expense of said improvements including all other work necessary in connection therewith and incidental thereto shall be borne by and assessed against the property included in the local improvement district hereinbefore created. The City of Kirkland shall not be liable in any manner for any portion of the cost and expense of such improvements.

Section 4. Bonds of said local improvement district, in denomination of \$500 each, except for Bond No. 1, bearing interest at the rate of 5-1/2% per annum and payable on or before seventeen (17) years from date of issue shall be issued in payment of the cost and expense of the improvements provided for herein, which bonds shall be

redeemed by the collection of special assessments to be levied and assessed upon the property within the district as above provided, payable in fifteen (15) equal installments and with interest at the rate of 5-1/2% per annum, under the mode of "payment by bonds" as defined by law and ordinances of the City of Kirkland.

Any assessments or installments thereof, when delinquent, and the interest due thereon shall bear a penalty of 10% of the total amount thereof from the date of such delinquency.

Section 5. That there be and is hereby created a fund of the city to be known as "Local Improvement District No. 97 Fund". Warrants bearing interest at a rate of 5-1/2% per annum shall be drawn on said Fund, based on estimates of the city's engineers, in payment of the cost of construction of said improvements and all costs incidental thereto. The money received from the sale of said warrants shall be placed in the Local Improvement District No. 97 Construction Fund of the city hereinafter created and shall be used to pay all of the said costs. Said bonds shall be delivered to the owner and holder of said Local Improvement District No. 97 Fund warrants in reduction of the same.

Section 6. That there be and is hereby created a special fund of the city known as "Local Improvement District No. 97 Construction Fund". All moneys received from the sale of warrants drawn on Local Improvement District No. 97 Fund hereinabove created shall be placed in said Construction Fund and shall be used solely for the purpose of paying costs of construction and installation of the improvements authorized for Local Improvement District No. 97 of the city, including all costs incidental thereto.

Section 7. That any and all action heretofore taken or attempted to have been taken by any officer of the city or the City Council relating to Local Improvement District No. 97, including but not limited to calling for bids for the construction of the improvements provided for herein, awarding a contract for the construction of said improvements and the sale of bonds and warrants to finance said construction, is hereby in all respects ratified and confirmed.

PASSED by the Council of the City of Kirkland, Washington, at a regular meeting of said Council held this 16th day of September, 1957, and approved by its Mayor on said date.

CITY OF KIRKLAND, WASHINGTON

By   
Mayor

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

  
City Attorney