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ORIGINAL

ORDINANCE NO. 1312

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, APPROVING AND CONFIRMING THE FINAL ASSESSMENT AND ASSESSMENT ROLL OF LOCAL IMPROVEMENT DISTRICT NO. 83-ST-46, WHICH HAS BEEN CREATED AND ESTABLISHED FOR THE PURPOSE OF PAYING THE COST OF IMPROVING CERTAIN PROPERTY FOR THE N. E. 85TH STREET BRIDGE, ALL IN THE CITY OF REDMOND, WASHINGTON, INCLUDING BUT NOT LIMITED TO ACQUISITION OF REQUIRED RIGHT-OF-WAY AND EASEMENTS, CONSTRUCTING A BRIDGE ACROSS THE SAMMAMISH RIVER, CONSTRUCTING STANDARD CURBS, GUTTERS, SIDEWALKS, DRIVEWAYS ACROSS SIDEWALKS, PAVING THE STREETS WITH ASPHALT CONCRETE PAVING, INSTALLING A STORM DRAIN SYSTEM, SANITARY SEWER MAINS AND WATER MAINS, TRAFFIC CHANNELIZATION, RETAINING WALLS, LANDSCAPING, STREET ILLUMINATION, UNDERGROUND POWER AND COMMUNICATIONS, TOGETHER WITH ALL NECESSARY APPURTENANCES AND RELATED WORK NECESSARY TO MAKE A COMPLETE IMPROVEMENT IN ACCORDANCE WITH APPLICABLE CITY STANDARDS; AND LEVYING AND ASSESSING THE AMOUNT THEREOF AGAINST THE SEVERAL, LOTS, TRACTS, PARCELS OF LAND AND OTHER PROPERTY SHOWN ON SAID ROLL.

WHEREAS, the final assessment roll levying the special assessments against the properties located in Local Improvement District No. 83-ST-46, in the City of Redmond, created under Ordinance No. 1133 was filed with the City Clerk of the City of Redmond as provided by law, and

WHEREAS, notice of the time and place of hearing thereof and of making objections and protests to said roll was duly published at and for the time and in the manner provided by law, fixing the time and place of hearing thereon for the 8th day of April, 1986, at the hour of 7:00 p.m. in the Council Chambers of Redmond City Hall, Redmond, Washington, and further notice thereof was duly mailed by the City Clerk to each property owner on said roll, and

WHEREAS, at the time and place fixed and designated in said notice, the hearing on said assessment roll was duly held and written and oral protest received were duly considered and all persons appearing at said hearing were heard, now, therefore,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. The final assessments and assessment roll of Local Improvement District No. 83-ST-46 which has been created and established for the purpose of paying the cost of the N. E. 85th

Street Bridge improvements in the City of Redmond, King County, Washington, including but not limited to acquisition of required right-of-way and easements, constructing a bridge across the Sammamish River, constructing standard curbs, gutters, sidewalks, driveways across sidewalks, paving the streets with asphalt concrete paving, installing a storm drain system, sanitary sewer mains and water mains, traffic channelization, retaining walls, landscaping, street illumination, underground power and communications, together with all necessary appurtenances and related work necessary to make a complete improvement in accordance with applicable City standards, are hereby in all things and respects approved and confirmed.

Section 2. Each of the lots, tracts, parcels of land, and other property shown on said roll is hereby determined and declared to be specially benefited by said improvement in at least the amount charged against the same and the assessment appearing on the same is in proportion to the several assessments appearing on the said roll. There is hereby levied and assessed against each lot, tract, parcel of land and other property appearing upon said roll the amount finally charged against the same thereon.

Section 3. The assessment roll as approved and confirmed shall be filed with the Finance Director of the City of Redmond, Washington, for collection and said Finance Director is hereby authorized and directed to publish notice as required by law stating that the said roll is in his hands for collection and that payment of any assessment thereon or any portion thereof may be paid at any time within thirty (30) days from the date of the first publication of the City Finance Director's notice that the assessment roll has been placed in his hands for collection without penalty, interest or costs, and thereafter the sum remaining unpaid, if any, may be paid in ten (10) equal annual installments with the interest on the whole unpaid sum at the rate to be established by ordinance which shall not be greater than one half of one percent in excess of the net effective interest rate fixed on the local improvement bonds hereafter issued for Local

Improvement District No. 83-ST-46. Any installment not paid prior to the annual anniversary of said thirty (30) day period shall be deemed delinquent. All delinquent installments shall be subject to a charge for interest at the above established rate per annum and for an additional charge of five percent (5%) penalty levied upon the principal due upon such installment or installments. The collection of such delinquent installments will be enforced in the manner provided by law.

Section 4. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 5. This ordinance or a summary thereof shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

APPROVED:

Doreen Marchione
DOREEN MARCHIONE, MAYOR

ATTEST/AUTHENTICATED:

Doris A. Schaible
DORIS A. SCHAIBLE, CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

BY *Jerry C. Mautz*

FILED WITH THE CITY CLERK:	April 8, 1986
PASSED BY THE CITY COUNCIL	April 8, 1986
PUBLISHED:	April 13, 1986
EFFECTIVE DATE:	April 18, 1986
ORDINANCE NO. <u>1312</u>	