

ORDINANCE NO. B-366

AN ORDINANCE OF THE CITY OF VICTORIA, KANSAS, LEVYING SPECIAL ASSESSMENT TAXES ON CERTAIN REAL PROPERTIES IN THE CITY, FOR THE PURPOSE OF PAYING A PORTION OF THE COSTS OF CERTAIN INTERNAL IMPROVEMENTS BENEFITTING SUCH REAL PROPERTIES; PROVIDING FOR THE GIVING OF NOTICE OF SAID SPECIAL ASSESSMENT TAXES BY PUBLICATION AND MAILING; AND PROVIDING FOR THE COLLECTION OF SAID SPECIAL ASSESSMENT TAXES. (ELEVENTH STREET (FROM ELM STREET TO HICKORY STREET))

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VICTORIA, KANSAS:

**SECTION 1.** For the purpose of paying the benefit district's \$46,909.28 portion of the \$59,326.65 total costs of the following described improvements:

The paving with asphaltic concrete of the entire width, and construction of curb and gutter to Eleventh Street from Elm Street to Hickory Street,

as heretofore authorized by Resolution No. C-179 of the City, having been adopted January 31, 1994 and published February 24, 1994, there are hereby levied and assessed against the properties liable therefor, the several amounts set forth below following the description of each lot, piece or parcel of land situated in the City of Victoria, Ellis County, Kansas, which are liable for assessment for said costs:

<u>Description of Property</u>	<u>Total Assessment</u>
Lot 1, Block 3; Cathedral Heights Addition	\$1,835.82
Lot 2, Block 3; Cathedral Heights Addition	1,412.81
The south 69.5 feet of Lot 3, Block 3; Cathedral Heights Addition	754.56
The south 93.5 feet of Lot 6, Block 3; Cathedral Heights Addition	2,666.33
The north 6 feet of Lot 6, Block 3; Cathedral Heights Addition	96.33
Lot 7, Block 3; Cathedral Heights Addition	1,147.91
The South 13.5 feet of Lot 8, of Block 3; Cathedral Heights Addition	144.78
Lot 1, Block 5, Cathedral Heights Addition	1,720.14

<u>Description of Property</u>	<u>Total Assessment</u>
Lot 2, Block 5, Cathedral Heights Addition	1,204.10
Lot 3, Block 5, Cathedral Heights Addition	688.05
Lot 7, Block 5, Cathedral Heights Addition	1,646.74
Lot 8, Block 5, Cathedral Heights Addition	1,152.71
Lot 9, Block 5, Cathedral Heights Addition	658.70
The north one-half of Lot 3, Block 1, John & Joseph Goetz Addition	433.47
Lot 4, Block 1, John & Joseph Goetz Addition	1,155.93
Lot 5, Block 1, John & Joseph Goetz Addition	2,796.72
Lot 6, Block 1, John & Joseph Goetz Addition	2,022.87
Lot 7, Block 1, John & Joseph Goetz Addition	1,155.93
The north one-half of Lot 8, Block 1, John & Joseph Goetz Addition	433.47
The north one-half of Lot 3, Block 2, John & Joseph Goetz Addition	433.17
The south one-half of Lot 4, Block 2, John & Joseph Goetz Addition	505.72
The north one-half of Lot 4, Block 2, John & Joseph Goetz Addition	650.21
Lot 5, Block 2, John & Joseph Goetz Addition	2,022.89
Lot 6, Block 2, John & Joseph Goetz Addition	1,936.56
The north one-half of Lot 7, Block 2, John & Joseph Goetz Addition	622.47
The south one-half of Lot 7, Block 2, John & Joseph Goetz Addition	484.14
The north one-half of Lot 8, Block 2, John & Joseph Goetz Addition	414.98
Lot 1, Block 1, Cathedral Heights 3rd Addition	2,699.40
Lot 2, Block 1, Cathedral Heights 3rd Addition	1,336.11
The south 37.5 feet of Lot 3, Block 1, Cathedral Heights 3rd Addition	457.56

Description of Property

Total  
Assessment

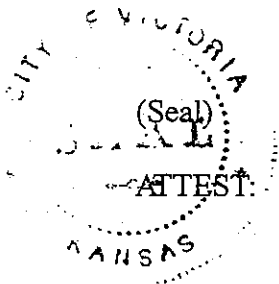
The south one-half of Lot 3, Block 2, Cathedral Heights 4th Addition	461.05
Lots 4, Block 2, Cathedral Heights 4th Addition	1,219.72
Lot 5, Block 2, Cathedral Heights 4th Addition	2,656.09
A tract which is 154 feet by 22 feet, and is legally described as: Beginning at the intersection of the south line of Eleventh Street and the west line of Hickory Street; thence west 22 feet; thence south 153 feet; thence east 22 feet; thence north 153 feet to the place of beginning	633.97
A tract which is 101 feet by 125 feet, and is legally described as: Beginning at a point 1,005 feet east of the northwest corner of the Southwest Quarter of Section 6; thence east 368 feet; thence south 2,640 feet; thence west 187 feet; thence north 310 feet, this being the initial point; thence west 101 feet; thence south 125 feet; thence east 101 feet; thence north 125 feet to its place of beginning	3,158.36
A tract which is 90 feet by 129 feet, and is legally described as: Beginning at a point 180 feet north of the intersection of Tenth Street and the east line of Grant Street in Cathedral Heights Addition, this being the initial point; thence north along the east line of Grant Street 129 feet to intersect the south line of Eleventh Street; thence east along the south line of Eleventh Street a distance of 90 feet; thence south parallel with the east line of Grant Street a distance of 129 feet; thence west a distance of 90 feet to the point of beginning	3,305.26
A tract which is 90 feet by 90 feet, and is legally described as: Tract #94 -- Beginning 50 feet east and 90 feet north of the southeast corner of Lot 10, Block 2 of John and Joseph Goetz Addition to Herzog, now the City of Victoria; thence running east 90 feet; thence north 90 feet; thence west 90 feet; thence south 90 feet to the place of beginning	401.04
An irregular tract which is 73 feet by 180 feet by 100 feet by 28 feet by 152 feet, and is legally described as: Beginning at the southeast corner of Lot 10, Block 2 of John and Joseph Goetz Addition to the City; thence 140 feet east to the point of beginning; thence north parallel with the east line of Grant Street, 180 feet; thence east 101 feet; thence south 28 feet; thence west 28 feet; thence south 152 feet; thence west 73 feet to the point of beginning	383.21

**SECTION 2.** The amounts so levied and assessed as set forth above shall be due and payable from and after the date of adoption of this Ordinance; and the City Clerk shall notify each and all of the owners of the above described properties, insofar as known to her and at their last known post office address, of the amounts of their respective special assessments; and said notice shall further state that the owners of the properties will be given a period until 4:30 o'clock P.M. on Monday April 24, 1995, during which the special assessments may be paid in full at City Hall, 1005 Fourth Street, Victoria, Kansas, and the lien against any property for which the special assessment is paid shall thereupon be discharged and satisfied. Said notice shall further state that for any portion of the assessments which are not paid by the specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed Ten (10) years, will be issued, and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate equal to the average annual interest rate on such general obligation bonds (such rate not to exceed the maximum rate allowed on such general obligation bonds by the laws of the State of Kansas) will be certified to the County Clerk of Ellis County, Kansas for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made in November, 1995.

**SECTION 3.** It is hereby found and determined by the Governing Body that the portion of the total costs of the improvements which is chargeable to the City-at-large is in the amount of \$12,417.37, and that general obligation bonds of the City shall be issued for such amount.

**SECTION 4.** This Ordinance shall be in force and take effect from and after its passage, approval and publication one time in the City's official newspaper.

**PASSED AND APPROVED** by the Governing Body of the City of Victoria, Kansas, on March 20, 1995.



Alice K Sander  
ALICE K. SANDER, City Clerk

Allen Dreiling  
ALLEN DREILING, Mayor