

ORDINANCE 245

An ordinance creating Paving District Numbers 70, 71 and 72, designating the streets and properties to be included in said districts to be improved by grading, re-grading, curbing, re-curbng, guttering, re-guttering, paving, widening, re-surfacing and otherwise improving the method of assessment for the payment of the cost thereof and specifying the time and the conditions when such ordinance shall become effective.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GOTHENBURG, DAWSON COUNTY, NEBRASKA:

SECTION ONE. DISTRICTS CREATED. That for the purpose of grading, re-grading, curbing, re-curbng, guttering, re-guttering, paving, widening, re-surfacing and otherwise improving the streets and alleys located within the districts hereinafter described, there is hereby created Paving District Numbers 70, 71 & 72, which shall include a portion of 10th Street and 13th Street.

SECTION TWO: STREETS ORDERED TO BE IMPROVED.

Number 70. The street ordered to be improved shall be that portion of 10th Street beginning at the East Property Line of Avenue G and going east two blocks to the East Property Line of Avenue I.

Number 71. The street ordered to be improved shall be that portion of 13th Street beginning at the West Property Line of Avenue H and going east one block to the West Property Line of Avenue I.

Number 72. The street ordered to be improved shall be that portion of 10th Street beginning at the West Property Line of Avenue I and extending east one block to the East Property Line of Avenue J.

SECTION THREE. TERRITORY EMBRACED IN SAID DISTRICT. ALL of the street and the abutting and adjacent properties lying and contained within the following described boundaries shall comprise and be included in the said Paving District Numbers 70, 71 & 72, to wit:

Number 70: Commencing at the northwest corner of Lot 7 of Block 22 of the First Addition to Gothenburg, Nebraska; Thence, going southeast on the North Line of Lots 7 to 12 in Block 22 and the North Line of Lots 7 to 12 in Block 26 of said First Addition, Extended East to the East Line of Avenue I in Gothenburg, Nebraska; Thence, going southwesterly on the East Line of said Avenue I for a distance of 360.0 feet to the South Line of Lots 1 to 6 of Block 1 of the Original Town in Gothenburg, Nebraska, extended east; Thence, going northwesterly on the South Line of said Lots 1 to 6 of Block 1 and the South Line of Lots 1 to 6 in Block 2 of the said Original Town to the East Line of Avenue G, Gothenburg, Nebraska; Thence, going northeasterly on the east line of said Avenue G to the said Northwest corner of Lot 7 in Block 22 of the Original Town, being the Place of Beginning.

No. 71: Commencing at the southeast corner of Lot 1 in Block 44 of Hyde Park Addition to Gothenburg, Nebraska; Thence, going west on the South Line of Lots 1 to 12 of said Block 44 extended west to the West Line of Avenue H in the City of Gothenburg, Nebraska, Thence, going north on the West Line of said Avenue H extended north for a distance of 480 feet; Thence, going east parallel to the North Line of said Block 44 to the West Line of Avenue I in the City of Gothenburg; Thence, going south on the West Line of said Avenue I for a distance of 480.0 feet to the Place of Beginning.

No. 72: Commencing at the northeast corner of Lot 12 in Block 26 of the Original Town of Gothenburg, Nebraska; Thence, going southeasterly on the North Line of Lots 13 to 24 of Block 69 in Bergstrom's Addition; ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ to Gothenburg, Nebraska, extended east to the northwest corner of Lot 13 in Block 70 of said Bergstrom's Addition; Thence, going south on the West Line of said Lot 13 in Block 70, extended south, for a distance of 360.0 feet; Thence going northwesterly, parallel to the South Line of said Block 69 of Bergstrom's Addition to the southeast corner of Lot 1 in Block 1 of said Original Town; Thence, going north on the East Line of said Lot 1 in Block 1 and the East Line of Lot 12 in Block 26 to the Place of Beginning.

SECTION FOUR. That said improvements in said Paving District Numbers 70, 71 & 72, shall be located on and conform to such grade line as shall hereafter be established, and the plans and specifications for such improvements and the estimate of the cost of the construction thereof, shall be prepared by the City Engineer or the Engineer hired for this purpose, and the Mayor and Council of the City of Gothenburg, Nebraska, are hereby authorized to contract for and to construct said improvements in said Paving District Numbers 70, 71 & 72, in accordance with said plans and specifications.

SECTION FIVE. That the costs of such grading, re-grading, curbing, re-curbing, guttering, re-guttering, paving, widening, resurfacing and otherwise improving such street in said Paving District Numbers 70, 71 & 72, except intersections, shall be assessed against each lot or parcel of property within said respective district in proportion to the benefits accruing to said property. That such assessments shall be apportioned as to the benefits by the Mayor and Council sitting as a Board of Adjustment and Equalization, and that each such property shall be especially benefitted by said improvement.

SECTION SIX. That the cost of grading, re-grading, curbing, re-curbing, guttering, re-guttering, paving, widening, re-surfacing, and otherwise improving such street in said district at the street and alley intersections shall be paid by the City of Gothenburg, Nebraska, either by the issuance of warrants or intersection paving bonds.

SECTION SEVEN. That this ordinance shall be in full force and

effect from and after its passage and publication as provided by law. That if the majority of the resident owners of the property directly abutting on said street to be improved within said Paving District Numbers 70, 71, and 72, created by this ordinance shall file with the City Clerk within twenty days after the first publication of the notice of creation of said district, written objection to the creation of said district, said ordinance shall be repealed.

Passed and approved this 15th day of February, 1972.

City of Gothenburg, Nebraska

By \_\_\_\_\_  
Mayor

ATTEST:

Gene Ballmer  
City Clerk