

ORDINANCE NO. 280

An ordinance creating Improvement Project Number 23, designating the street and properties to be included in said project to be improved by grading, re-grading, curbing, re-curbng, guttering, re-guttering, paving by asphalt surfacing, widening, re-surfacing, and otherwise improving said street; the property to be benefited thereby and providing the method of assessment for the payment of the cost thereof as specified; and the time and conditions when such ordinance shall become effective.

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

SECTION ONE. PROJECT CREATED. That for the purpose of grading, re-grading, curbing, re-curbng, guttering, re-guttering, paving by asphalt surfacing, widening, re-surfacing, and otherwise improving said street, within the project hereinafter described, there is hereby created Improvement Project Number 23, which shall include a portion of Avenue K between 8th Street and 10th Street in the City of Gothenburg, Dawson County, Nebraska.

SECTION TWO. STREET ORDERED TO BE IMPROVED. The street ordered to be improved in said Improvement Project Number 23 shall be that portion of Avenue K beginning at the center line of 10th Street and going South two (2) blocks to the center line of 8th Street, otherwise known as Highway 30, in the City of Gothenburg, Dawson County, Nebraska.

SECTION THREE. TERRITORY EMBRACED IN SAID PROJECT. All the street and the abutting and adjacent properties lying and contained within the following described boundaries shall comprise and be included in said Improvement Project Number 23, to-wit:

Commencing at the center line of the intersection of Avenue L and 10th Street, thence Southeasterly along the center line of 10th Street, if extended, a distance of 340 feet, thence Southwesterly and parallel to Avenue L to the North Right-of-Way line of U.S. Highway 30, thence Northwesterly along the Northerly Right-of-Way line of U.S. Highway 30 to a point, said point being 175 feet West of the West line of Avenue L, thence Northwesterly and parallel to Avenue L to the center line of 10th Street, thence Easterly to the point of beginning.

SECTION FOUR. That said improvements in said Improvement Project Number 23, 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, Dawson County, Nebraska are hereby authorized to contract for and to construct said improvements in said Improvement Project Number 23, in accordance with said plans and specifications.

SECTION FIVE. That the cost of grading, re-grading, curbing, re-curbing, guttering, re-guttering, paving by asphalt surfacing, widening, re-surfacing, and otherwise improving said street in said Improvement Project Number 23, excepting interesections, shall be assessed against each lot or parcel of property within said respective project in proportion to the benefits accruing to said property. That such assessment shall be apportioned according to the benefits received thereby, the Mayor and Council sitting as a Board of Adjustment and Equalization.

SECTION SIX. That the cost of grading, re-grading, curbing, re-curbing, guttering, re-guttering, paving by asphalt surfacing, widening, re-surfacing, and otherwise improving said street in said project at the street and alley interesections shall be paid by the City of Gothenburg, Dawson County, Nebraska, either by issuance of warrants or improvement bonds.

SECTION SEVEN. The assessment upon each property hereunder specially benefited thereby shall be payable in full fifty (50) days from the date of levy hereunder, and in the event payment is made in full within said fifty (50) day period, no interest shall attach upon said levy and assessment, provided the property owner may elect to pay said assessment in ten (10) annual installments of equal amounts, the first such installment being due and payable on or before fifty (50) days from the date of levy. Said installments shall draw interest at the rate of 8 % per annum on the unpaid balance of the assessment, if non-delinquent, and interest at the rate of 9 % on that portion of the assessment which is payable and is delinquent. The only method of electing the installment

method of payment hereunder by any property owner shall be the payment of 1/10th of the total assessment on or before fifty (50) days from the date of levy.

SECTION EIGHT. This ordinance shall be in full force and effect after its passage and publication as provided by law.

Passed and approved this 15 day of July, 1975.

CITY OF GOTHENBURG, DAWSON COUNTY, NEBRASKA

BY: John H. Gallagher
Mayor.

ATTEST:

Marian Oberg
City Clerk.

APPROVED AS TO FORM:

Steve Windrum
City Attorney.