

ORDINANCE NO. 376

An ordinance to establish requirements for petition for and objection to street improvements by record title owners; providing for repeal of all or parts of ordinances in conflict herewith; and providing for an effective date.

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

SECTION I. That Chapter 8, Article 3, Section 313 of the Gothenburg Municipal Code of 1974, as amended, read as follows:

STREETS; PETITION FOR IMPROVEMENTS. Whenever a petition signed by the owners of the record title representing more than sixty per cent (60%) of the front footage of the property directly abutting upon the street, streets, alley, alleys, public way, or public grounds proposed to be improved, shall be presented and filed with the City Clerk, petitioning therefore, the Governing Body shall by ordinance create a paving, graveling, or other improvement district or districts, and shall cause such work to be done or such improvement to be made, and shall contract therefore, and shall levy assessments on the lots and parcels of land abutting on or adjacent to such street, streets, alley or alleys, especially benefited thereby in such district in proportion to such benefits, to pay the cost of such improvement.

SECTION II. That Chapter 8, Article 3, Section 314 of the Gothenburg Municipal Code of 1974, as amended, read as follows:

STREETS; IMPROVEMENT DISTRICTS, OBJECTIONS. Whenever the Governing Body shall deem it necessary to make any improvements allowed by statute, the Governing Body shall by ordinance create a paving, graveling, or other improvement district or districts, and after the passage, approval and publication or posting of such ordinance, shall publish notice of the creation of any such district or districts for six (6) days in a legal newspaper of the Municipality, if a daily newspaper, or for two (2) consecutive weeks, if the same be a weekly newspaper. If the owners of the record title representing more than fifty per cent (50%) of the front footage of the property directly abutting on the street, streets, alley, or alleys to be improved, shall file with the City Clerk within twenty (20) days after the first publication of said notice, written objections to the creation of such district or districts, said improvements shall not be made as provided in said ordinance; but said ordinance shall be repealed. If said objections are not filed against the district in the time and in the manner aforesaid, the Governing Body shall forthwith cause such work to be done or such improvement to be made, and shall contract therefore, and shall

levy assessments on the lots and parcels of land abutting on or adjacent to such street, streets, alley, or alleys especially benefited thereby in such district in proportion to such benefits, to pay the cost of such improvement.

SECTION III. That any other ordinance or Section passed and approved prior to the passage, approval, and publication or posting of this ordinance and in conflict with its provisions, is hereby repealed.

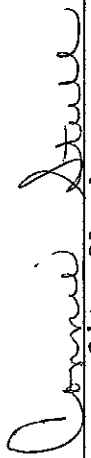
SECTION IV. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Passed and approved this 20th day of ^{November} ~~October~~, 1979.

CITY OF GOTHENBURG, DAWSON COUNTY,
NEBRASKA,

BY: 
Mayor.

ATTEST:


City Clerk.

APPROVED AS TO FORM:


City Attorney.