

RESOLUTION 1979-3

A RESOLUTION ORDERING THE IMPROVEMENT OF HARDING AVENUE BETWEEN THE INTERSECTIONS OF BELLEMONT ROAD AND SEVENTH STREET IN THE CITY OF WATHENA, KANSAS, BY GRADING, CURBING, GUTTERING, PAVING OR MACADAMIZING, DRAINING AND OTHERWISE IMPROVING SUCH STREET.

WHEREAS, the provisions of K.S.A. 12-6a04 and 12-6a06 authorize the Governing Body of the City of Wathena to find that certain improvements are advisable and to order the improvements to be completed after holding a public hearing on the advisability of the same; and,

WHEREAS, the Governing Body of the City of Wathena held a public hearing on the advisability of the hereinafter referred to improvement, on August 7, 1979, which meeting was adjourned until August 21, 1979, and was further adjourned until September 5, 1979; and,

WHEREAS, notice of said public hearing was published as required by K.S.A. 12-6a04; and,

WHEREAS, the Governing Body of the City of Wathena on the 4th day of September, 1979, duly adopted a resolution finding and determining that said improvement was advisable; and,

WHEREAS, six months have not elapsed since the final adjournment of said public hearing:

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WATHENA, KANSAS:

SECTION 1: That it is hereby ordered and authorized that Harding Avenue, between the intersections of Bellemont Road and Seventh Street in the City of Wathena, Kansas, should be improved by grading, curbing, guttering, paving or macadamizing, draining and making such other improvements as are necessary to such street.

SECTION 2. That the estimated cost of such improvement is \$75,000.00.

SECTION 3. That the boundaries of the proposed improvement district to be assessed shall be the property immediately abutting and adjoining Harding Avenue, on each side, between Bellemont Road and Seventh Street.

SECTION 4. That the proposed method of assessment shall be based on per front foot of all lots and pieces of land on each side of said street to be improved.

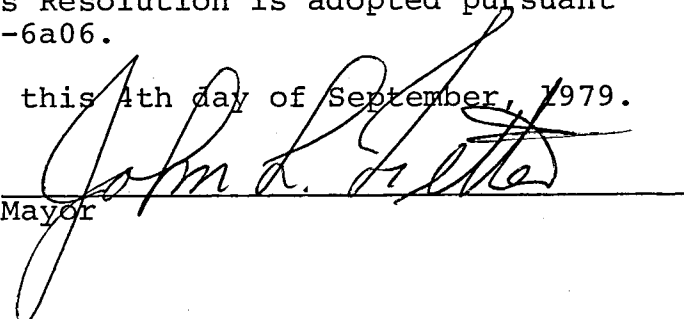
SECTION 5. That the proposed apportionment of costs between the improvement district and the City at large shall be as follows: The landowners within the improvement district shall pay the total cost of such improvement less the cost of improvements made at street intersections, which cost is to be paid by the City at large, provided, that any funds received under the Federal Aid Safer Off System Program or funds received under any other program of the Federal Government or the State of Kansas, for said project, shall be deducted from the total cost of such project before apportionment of the remainder of the cost of such improvement and the levying of assessments.

SECTION 6. That the improvement shall not be commenced if, within twenty (20) days after publication of this Resolution, written protest signed by both fifty-one percent (51%) or more of the resident owners of record of property within the improvement district and the owners of record of more than half of the total area of such district are filed with the City Clerk of the City of Wathena.

SECTION 7. That this Resolution shall be published one time in THE WATHENA TIMES, official City newspaper.

SECTION 8. That this Resolution is adopted pursuant to the provisions of K.S.A. 12-6a06.

ADOPTED and APPROVED this 4th day of September, 1979.

  
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Mayor

ATTEST:

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Acting City Clerk