

CITY OF PRINEVILLE ORDINANCE NO. 1051

An Ordinance declaring the assessment on property benefited by the placement of water lines and sewer lines in Peters Road Local Improvement District and directing the City Recorder to enter a statement thereof in the docket of city liens and to serve notice to the adjacent benefitted property owners.

THE PEOPLE OF THE CITY OF PRINEVILLE ORDAIN AS FOLLOWS:

1. Recitals

A. The City Council did by Resolution No. 801 passed May 14, 1996, declare its intention to cause the placement of sewer and water lines to serve real property described by said Resolution and to assess the cost thereof upon each lot or parcel thereof to be benefitted by such improvement, its proportionate share of the costs of said improvement, and did fix the time and place for hearing protests against the construction of said improvement and the assessments and costs thereof.

B. Notice of said hearing was sent by certified mail to each owner of property in the proposed location improvement district as required by ORS 223.389.

C. A meeting of the City Council was held on June 11, 1996, which was the date and place fixed in said Resolution for the purpose of considering any such protest, and deeming that the construction of said improvements was and is of material benefit to the City and

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that all property to be assessed thereof will be benefitted thereby, did order a construction of said improvements in formation of the Peters Road Local Improvement District.

D. Said improvements were constructed and the costs of said improvements were in the amount of \$556,476.03.

E. Notice of the proposed assessment was mailed by certified mail to the benefitted property owners as required by Oregon Law, which notice stated the amounts of the assessment proposed on each property and fixed a date by which time objections were to be filed.

F. On September 23, 1997, the City Council met and considered a letter from James Olson. After considering the letter, the City Council instructed city staff to prepare this Ordinance and to make no changes in the proposed assessments.

2. It is hereby determined that the proportionate share of the costs of construction of said improvements on each parcel of property benefitted by said improvements, is the amount set opposite the description of each piece and parcel of property on Exhibit A attached hereto and by this reference made a part hereof, and that each parcel of land benefitted by the construction of said improvement, to the full extent of the amounts so set opposite each parcel in that respective amount, represents a proportionate benefit of said improvement to said respective parcel of property, and the Council does hereby declare that each of the parcels of property described on Exhibit A is hereby assessed the amount set opposite each respective description for the cost of construction

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of said improvement.

3. The total amount of costs assessed by the placement of the water and sewer lines is \$556,476.03.

4. Assessments are hereby made on the parcels of real property which are located in Crook County, Oregon and described on the attached Exhibit A for the placement of the sewer and water lines to serve said real property.

5. The Recorder of the City of Prineville, Oregon, is hereby directed to enter a statement of said assessments in the docket of the city liens in said city, and is hereby directed to publish notice of the assessment in the Central Oregonian and to serve notice hereof on the property owners of the aforesaid properties by mailing them, by certified mail, within ten days from the date of this Ordinance such notice.

6. The amounts of assessments described on the attached Exhibit A are due at this time. No interest shall be owing if the full assessment is paid on or before January 15, 1998. However, the owner of any property assessed shall the right to make application to the City of Prineville to make payments in semi-annual installments over ten years at 7-1/2% per annum interest from February 1, 1998 until paid. Such application shall be made on a form furnished by the City of Prineville and shall be made within ten days after the date the above notice is published.

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DUTLI & WILSON LLP Attorneys at Law
545 East Seventh Street Prineville, Oregon 97754
(541) 447-3910 Fax (541) 447-7827

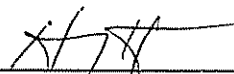
PASSED BY THE CITY COUNCIL THIS 28th DAY OF October, 1997.

APPROVED BY THE MAYOR THIS 28th DAY OF October, 1997.



PAUL CAPELL, Mayor

ATTEST:



HENRY HARTLEY, City Recorder/Manager

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EXHIBIT A

<u>PARCEL DESCRIPTION</u> <u>By Crook County Tax</u> <u>Assessor Account</u>	<u>OWNER</u>	<u>AMOUNT ASSESSED</u>
#1 14-16-32 TL 309 & 310	Olson/JAMAR Retirement Trust	\$ 58,430.50
#2 14-16-32 TL 308	Brick Woodward	\$ 33,715.68
#3 14-16-32 TL 300	Hayes	\$ 2,476.30
#4 14-16-29 TL 2200 & 2201	Workman Family Trust	\$105,897.69
#5 14-16-29 TL 2202 & 2203	Durkee	\$ 15,037.26
#6 14-16-32 TL 307	Laughlin	\$166,483.95
#7 14-16-29 TL 1600	Durkee	\$156,817.14
#8 14-16-29 TL 2101 14-16-32 TL 301, 302, 303 & 304	American Pine	\$ 23,629.98