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02-28-89

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 3995

AN ORDINANCE approving and confirming the final assessment roll of Local Improvement District No. 278 which has been created and established for the construction of street improvements to 108th Avenue N.E. from Northup Way to Burlington Northern Railroad within the City of Bellevue.

WHEREAS, the assessment roll levying the special assessments against the property located in Local Improvement District No. 278 in the City of Bellevue, Washington, created under Ordinance No. 3721 has been filed with the City Clerk of Bellevue as provided by law; and

WHEREAS, notice of the time and place of hearing and of making objections and protests to said roll were duly published at and for the time and in the manner provided by law, fixing the time and place of hearing thereon for the 20th day of March, 1989, at the hour of 8:00 p.m. in the City Hall, at Bellevue, Washington, and further notice thereof was duly mailed by the City Clerk to each property owner shown on said roll; and

WHEREAS, said hearing was held on March 20, 1989 upon proper notice; and

WHEREAS, at the time and place fixed and designated in said notices a hearing was duly held and the City Council took under consideration all protests made in writing and submitted to the City Council and gave due consideration to the increase in the fair market value of the properties resulting from said improvement; now, therefore

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. The assessments and assessment roll of Local Improvement District No. 278, which has been created and established for the construction of street improvements to 108th Avenue N.E. between Northup Way and the Burlington Northern Railroad within the City of Bellevue, all as provided by and in accordance with Ordinance No. 3721, are hereby in all things and respects approved and confirmed.

Section 2. Each of the lots, tracts, parcels of land and other property shown upon said roll is hereby determined and declared to be specially benefited by said improvements in at least the amount charged against the same, and the assessment appearing against the same is in proportion to the several assessments appearing upon said roll. There is hereby levied and assessed against each lot, tract, parcel of land and other property appearing upon said roll the amount finally charged against the same thereon.

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Section 3. The assessment roll as approved and confirmed shall be filed with the City Treasurer of the City of Bellevue, Washington, for collection and said Treasurer is hereby authorized and directed to publish notice as required by law stating that said roll is in his hands for collection, and payment of any assessment thereon or any portion of any assessment can be made at any time within 30 days from the date of first publication of said notice without penalty, interest or costs and thereafter the sum remaining unpaid may be paid in 10 equal annual installments with interest thereon at 1/4% above the bond (or installment note) rate of interest. The first installment of assessments on said assessment roll shall become due and payable within the 30-day period succeeding the date one year after the date of first publication by the City Treasurer of notice that the assessment roll is in his hands for collection and annually thereafter each succeeding installment shall become due and payable in like manner. If the whole or any portion of the assessment remains unpaid after the first 30-day period, interest upon the whole unpaid sum shall be charged at 1/4% above the bond (or installment note) rate of interest, and each year thereafter one of said installments, together with interest due on the whole of the unpaid balance shall be collected. Any installment not paid prior to the expiration of said 30-day period during which such installment is due and payable shall thereupon become delinquent. All delinquent installments shall be subject to a charge for interest at 1/4% above the bond (or installment note) rate of interest, and for an additional 5% penalty charge levied upon both principal and interest due upon such installment or installments. The collection of such delinquent installments will be enforced in the manner provided by law. Foreclosure shall be accomplished in the manner provided by law and the ordinances of the City of Bellevue.

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Section 4. This ordinance shall take effect and be in force five days after its passage and legal publication.

PASSED by the City Council this 20th day of March, 1989, and signed in authentication of its passage this 20th day of March, 1989.

(SEAL)

Nan Campbell
Nan Campbell, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

Scott McKee
Scott McKee, Assistant City Attorney

Attest:

Marie K. O'Connell
Marie K. O'Connell, City Clerk

Published March 24, 1989