

(Published in *The Miami County Republic* on November 30, 2007)

ORDINANCE NO. 2963

AN ORDINANCE OF THE CITY OF PAOLA, KANSAS, LEVYING SPECIAL ASSESSMENT TAXES ON CERTAIN REAL PROPERTIES IN THE CITY, TO PAY A PORTION OF THE COSTS OF CERTAIN INTERNAL IMPROVEMENTS BENEFITING THAT PROPERTY; PROVIDING FOR THE GIVING OF NOTICE OF THE SPECIAL ASSESSMENT TAXES; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENT TAXES (ROCKWOOD PHASE III).

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PAOLA, KANSAS:

SECTION 1. Pursuant to K.S.A. 12-6a01 *et seq.*, special assessments in the amount of \$577,397.64 are levied and assessed against the property liable for such assessments as described in this Ordinance to pay the costs of the certain improvements authorized by Resolution No. 2005-010 adopted on August 23, 2005, as amended by Resolution No. 2007-010 adopted on September 25, 2007 of the City of Paola, Kansas (the "City"). Based on the written consent of 100% of the owners of property liable for such special assessments, the special assessments in the amount shown below are levied against the property located in the City of Paola, Miami County, Kansas, as shown on **Exhibit A** to this Ordinance, which is incorporated here by this reference.

SECTION 2. The amounts so levied and assessed shall be due and payable from and after the date of publication of this Ordinance; and the City Clerk is directed to notify owners of the affected properties of the amounts of their assessments, and that such assessments will be levied concurrently with general taxes and payable in 15 annual installments. The owner's of 100% of the affected property have waived their right to a prepayment period for the special assessments. The City Clerk shall certify the assessments levied by this Ordinance to the Miami County Clerk, in the same manner and at the same time as other taxes are certified, for a period of 10 years, and all of the assessments, together with interest on the amount thereof at a rate not exceeding the maximum rate prescribed by the laws of the State of Kansas; and such amounts shall be placed on the tax rolls and collected as other taxes are collected, the levy for each year being a portion of the principal amount of the assessment plus one year's interest on the amount remaining unpaid.

SECTION 3. Authorization of Additional Actions as Required. The Mayor and City Clerk are authorized and directed to take all such other actions not inconsistent with this Ordinance as are appropriate to accomplish the purposes contemplated by this Ordinance.

SECTION 4. Effective Date. This Ordinance shall be in force and take effect from and after its passage, approval and publication one time in the City's official newspaper.

*[Remainder of Page Intentionally Left Blank]*

PASSED AND APPROVED by the governing body of the City of Paola, Kansas, on November 27, 2007.

CITY OF PAOLA, KANSAS

[seal]

By \_\_\_\_\_  
Artie Stuteville, Mayor

ATTEST:

By \_\_\_\_\_  
Daniel G. Droste, City Clerk

EXHIBIT A  
ORDINANCE NO. 2963

**ROCKWOOD PHASE III IMPROVEMENTS**

<u>Legal Description</u>	<u>Sanitary Sewer and Waterline</u>
Rockwood Estates original plat: Lots 95 through 97, inclusive	\$4,935.82 each
Lots 105 through 106, inclusive	\$4,935.82 each
Rockwood Estates replat: Lots 1 through 8, inclusive	\$4,935.82 each
Rockwood Estates original plat, Rockwood Estates, Phase III: Lots 13 through 30, inclusive	\$4,935.82 each

<u>Legal Description</u>	<u>Streets, Storm Sewers &amp; Sidewalks</u>
Rockwood Estates original plat: Lot 95	\$6,667.65
Lot 96	\$7,183.80
Lot 97	\$7,156.65
Lot 105	\$8,307.00
Lot 106	\$7,790.85
Rockwood Estates replat: Lot 1	\$13,926.45
Lot 2	\$14,682.30
Lot 3	\$14,196.45
Lot 4	\$14,354.70
Lot 5	\$9,741.90
Lot 6	\$9,935.10
Lot 7	\$10,799.55
Lot 8	\$11,165.55
Rockwood Estates original plat, Rockwood Estates, Phase III: Lot 13	\$15,468.30
Lot 14	\$21,086.25
Lot 15	\$16,152.30
Lot 16	\$16,257.75
Lot 17	\$24,962.55
Lot 18	\$21,474.60
Lot 19	\$14,704.65
Lot 20	\$13,642.05
Lot 21	\$12,303.15
Lot 22	\$12,303.15
Lot 23	\$14,881.95

Legal Description

Streets, Storm Sewers &  
Sidewalks

Lot 24	\$14,116.65
Lot 25	\$14,060.70
Lot 26	\$13,420.05
Lot 27	\$13,531.80
Lot 28	\$13,809.90
Lot 29	\$17,526.30
Lot 30	\$18,777.45