

1 (Published in the Topeka Metro News August 16, 2006)

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3
4 ORDINANCE NO. 18691

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6 AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., assessing the
7 costs of sidewalk repair to real properties, more specifically described
8 hereinafter, all pursuant to the authority found in Topeka City Code §§
9 130-373 through 378 and Topeka City Code §§126-96 through 102,
10 inclusive, and repealing Ordinance No. 18396.

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12 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

13 Section 1. The Topeka City Council found that the sidewalk abutting the following
14 described properties was inadequate or unsafe for travel and allowed owners thirty (30)
15 days to construct or reconstruct said sidewalk adjacent to the following described
16 properties:

17	Banker Trust Company Trustee	5449 SW 19 th Street	\$123.03
18	Phillip G. Ruffin	1218 S. Kansas Avenue	\$2,981.86
19	John Fenster	1418 NE Seward	\$109.36
20	Ronald & Deborah Schultz	1417 SW Mac Vicar	\$375.94
21	Chris Helm	845 NE Strait	\$109.36
22	Glen Hunter, LLC	934 S. Kansas Avenue	\$1,657.54
23	all as set forth in City of Topeka Resolution No. 7093.		
24	Susanna Hernandez	133 NE Lime Street	\$1,259.39
25	Martha Woolard	3815 SW Cambridge Avenue	\$492.13
26	Donald E. Van Donge Trust	1208 SW Throop Street	\$885.16
27	Robert Dunn	2000 SE Turnpike Avenue	\$128.00
28	all as set forth in City of Topeka Resolution No. 7233.		
29	Robert Dunn	2000 SE Turnpike Avenue	\$5,285.98

30 as set forth in City of Topeka Resolution No. 7557.

31	Ronnie & Deloris Pummill	705 SW College Avenue	\$87.50
32	Beverly C. T. Evans	801 SW College Avenue	\$350.00
33	John J. Johnson	236 NE Grattan Street	\$216.00
34	Charlotte Wheatley	3807 SW Cambridge Street	\$560.00

35 all as set forth in City of Topeka Resolution No. 7354.

36 Section 2. Owners of properties described in Section 1 above failed to construct
37 or reconstruct said sidewalk, requiring the City Engineer to cause the work to be done.
38 Said work is complete.

39 Section 3. Owners of properties described in Section 1 above have been given a
40 statement of costs associated with the work and have failed to pay said costs.

41 Section 4. The properties described in Section 1 are hereby assessed a service
42 assessment pursuant to the provisions of Topeka City Code § 130-376 and Topeka City
43 Code §§ 126-96 through 102 inclusive in the dollar amounts listed in Section 1 above.

44 Section 5. All service assessments may be paid in one installment or over a
45 period not to exceed three (3) years in equal annual installments with interest.

46 Section 6. Any service assessment remaining unpaid or for which less than one
47 third (1/3) of the total assessment has been paid, at the conclusion of one (1) year from the
48 date of publication of this Ordinance shall be certified by the City Clerk to the County Clerk
49 with interest on the unpaid assessed amount.

50 Section 7. No suit to set aside a service assessment shall be brought after the
51 expiration of thirty (30) days from the publication of the ordinance fixing the assessment.

52 Section 8. City of Topeka Ordinance No. 18396 is hereby specifically repealed.

53 Section 9. This ordinance shall take effect and be in force from and after its
54 passage, approval and publication in the official city newspaper.

55 PASSED and APPROVED by the City Council August 8, 2006.

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ATTEST:

William W. Bunten, Mayor

Iris E. Walker, City Clerk