

1 (Published in the Topeka Metro News June 14, 2006)

2
3
4 RESOLUTION OF ADVISABILITY AND AUTHORIZATION NO. 7810

5
6
7 A RESOLUTION introduced by City Manager Norton N. Bonaparte, Jr.,
8 amending the project budget and authorizing as amended
9 Sanitary Sewer Improvement Project No. 40933-01 located
10 along the south frontage road of NW US 24 Highway east of
11 NW Furman Road as more specifically described herein, and
12 rescinding City of Topeka Resolution No. 7662.

13
14 WHEREAS, the Council of the City of Topeka, Kansas, did hold a public hearing on
15 the advisability of the following: SANITARY SEWER IMPROVEMENT PROJECT NO.
16 40933-01 said public hearing was held on June 6, 2006, in the City Council Chambers of
17 City Hall, 214 E. 8th Street, at 6:00 p.m., as required by K.S.A. 12-6a04; and

18 WHEREAS, said public hearing was adjourned on the 6th day of June 2006; and

19 WHEREAS, notice of said public hearing was duly published as required by K.S.A.
20 12-6a04; and

21 WHEREAS, six (6) months have not elapsed since the final adjournment of said
22 public hearing.

23 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that it
24 finds the following described improvement to be advisable and does hereby authorize and
25 order said improvement to be made in accordance with its findings as follows:

26 A. GENERAL NATURE OF IMPROVEMENT:

27
28 To provide sanitary sewer service for properties along the south side of the
29 south frontage road of US Highway 24 from the Furman Road Interceptor
30 Sewer to approximately ½ mile east of NW Furman Road.

31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71

B. PROPOSED IMPROVEMENT DISTRICT:

Begin at a point on the south line of U.S. Highway No. 24 and 2,450 feet east of the west line of Kaw Half Breed Indian Reserve No. 2, said point also being the northeast corner of Mosher Subdivision; thence continuing easterly on said south right of way of Highway No. 24 for a distance of 230.32 feet; thence easterly 342.71 feet to the northeast corner of the proposed Heritage Tractor Subdivision; thence southerly on the east line of the proposed subdivision for a distance of 834.24 feet to the southeast corner of said subdivision; thence westerly 512.72 feet to the southwest corner of proposed subdivision; thence northerly 422.83 feet to a point 60 feet east of the southeast corner of Lot 1, block "A", Mosher Subdivision; thence westerly 60 feet to southeast corner of Mosher Subdivision; thence continuing westerly on south line of said subdivision for a distance of 470 feet to the southwest corner of said subdivision, also being the east line of Lot 3 in Block "A" of Mulligan Subdivision No. 3; thence southerly to the southeast corner of said Lot 3; thence westerly along the south line of Mulligan Subdivision No. 3 and the south line of Highway Center Subdivision to the southwest corner of Lot 1, Block "A", Highway Center Subdivision; thence southerly on an extension of the west line of Highway Center Subdivision to a point 767.36 feet south of the south right of way line of U.S. Highway No. 24; thence westerly 750 feet to a point 730.00 feet southerly of the south right of way line of U.S. Highway No. 24; thence northerly 578.00 to the northeast corner of Mullin and Hoover Subdivision; thence westerly on the north line of said subdivision and it's extension westerly to the east right of way line of Furman Road; thence northerly on said right of way line to the south right of way line of U.S. Highway No. 24; thence easterly on the south right of way line of U.S. Highway No. 24 to the west line of Highway Center Subdivision; thence north 20 feet; thence easterly 198 feet to a point 20 feet north of the northwest corner of Mulligan Subdivision No. 3; thence southerly to the northwest corner of Mulligan Subdivision No. 3 and the south right of way line of U.S. Highway No. 24; thence easterly on said right of way line to the northeast corner of Mosher Subdivision and the point of beginning.

C. ESTIMATED OR PROBABLE COST:

\$211,720.00

This cost estimate has been prepared using the best information available, without benefit of a detailed engineering design. Variances may occur as the design details are developed. These costs should not be considered final.

72 D. PROPOSED METHOD OF ASSESSMENT:

73
74 On a square foot of area basis for all lots or individual dwelling sites which
75 are included in the described improvement district.
76

77 E. APPORTIONMENT OF COSTS:

78		
79	\$152,571.00	Improvement District
80	<u>\$59,149.00</u>	Water Pollution Control Operating Funds and other
81		lawfully available funds
82	\$211,720.00	Total

83 The improvement shall not be commenced if within twenty (20) days after publication
84 of this resolution, written protests signed by both fifty-one percent (51%) or more of the
85 resident owners of record of property within the improvement district and the owners of
86 record of more than half (1/2) of the total area of said district, are filed with the City Clerk.

87 BE IT FURTHER RESOLVED that City of Topeka Resolution No. 7662 is hereby
88 rescinded.

89 THIS RESOLUTION shall become effective upon one publication in the official city
90 newspaper.

91 ADOPTED and APPROVED by the City Council June 6, 2006.

92
93
94
95
96
97
98
99
100
101
102
103
104
105

William W. Bunten, Mayor

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY	
DATE _____	BY _____