

AN ORDINANCE APPROVING AND CONFIRMING THE ASSESSMENT AND ASSESSMENT ROLL OF LOCAL IMPROVEMENT DISTRICT #2, WHICH HAS BEEN CREATED AND ESTABLISHED FOR THE PURPOSE OF IMPROVING WOODWORTH AVENUE WITHIN THE TOWN BY THE CONSTRUCTION AND INSTALLATION OF CONCRETE CURBS, GUTTERS, ASPHALTIC PAVEMENT, STORM DRAINS, APPURTENANCES AND RELATED WORK, AS PROVIDED BY ORDINANCE No. 304, AND LEVYING AND ASSESSING THE AMOUNT THEREOF AGAINST THE SEVERAL LOTS, TRACTS, PARCELS OF LAND AND OTHER PROPERTY SHOWN ON THE ROLL.

WHEREAS, the assessment roll levying the special assessments against properties located in Local Improvement District No. 2 in the Town of Gig Harbor, Washington, created under Ordinance No. 304, has been filed with the Town Clerk of the Town as provided by law; and

WHEREAS, notice of the time and place of hearing thereof and of making objections and protests to said roll was duly published at and for the time and in the manner provided by law, fixing the time and place of hearing thereon for the 28th day of August, 1978, at the hour of 7 o'clock p.m., in the Council chambers of the Town Hall at Gig Harbor, Washington, and further notice thereof was duly mailed by the Town Clerk to each property owner shown on the roll; and

WHEREAS, at the time and place fixed and designated in the notice, the hearing was duly held and the Town Council heard all persons who wished to be heard at such hearing and duly considered all protests made in writing and overruled the same; NOW, THEREFORE,

THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR, WASHINGTON, DO ORDAIN, as follows:

Section 1. The assessments and assessment roll of Local Improvement District No. 2, which has been created and established for the purpose of improving Woodworth Avenue within the Town by the construction and installation of concrete curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work as provided by Ordinance No. 304 as the same now stand, be and the same are hereby in all things and respects approved and confirmed in the total amount of \$29,475.75.

Section 2. Each of the Lots, tracts, parcels of land and other property shown upon the roll is hereby determined and declared to be specially benefited by said improvement 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.

Section 3. The assessment roll as approved and confirmed shall be filed with the Treasurer of the Town of Gig Harbor for collection, and the Town Treasurer is hereby authorized and directed to publish notice as required by law stating that the roll is in his hands for collection and payment of any assessment thereon or any portion of the assessment can be made at any time within thirty days from the date of the first publication of said notice without penalty, interest or cost, and that thereafter the sum remaining unpaid may be paid in ten equal annual installments with interest thereon hereby fixed at the rate of 8% per annum. The first installment of assessments on the assessment roll shall become due and payable during the thirty-day period succeeding the date one year after the date of first publication by the Town 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 assessments remains unpaid after the thirty-day period interest upon the whole unpaid sum shall be charged at the rate of 8% per annum and each year thereafter one of the installments, together with interest due on the whole of the unpaid balance, shall be collected. Any installment not paid prior to the expiration of the thirty-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 8% per annum and for an additional charge of 8% penalty 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.

PASSED by the Town Council of the Town of Gig Harbor, Washington, at a regular open public meeting thereof, and APPROVED by the Mayor of the Town, this 10th day of Sept. 1979.

Ruth M. Bogue

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MAYOR

ATTEST:

Donald J. Avery

DONALD J. AVERY

CLERK