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ORDINANCE ~~701~~

An Ordinance providing for the improvement of Oak Street from the north line of Fourth Avenue to the North Line of Second Avenue, in the City of Garnett, State of Kansas, and ordering the grading, curbing, guttering, and paving the same and providing for the payment thereof.

Whereas, Oak Street from the north line of Fourth Avenue, south for Four Blocks, ^{and} Oak Street from the north line of Second Avenue, ^{to the north} ~~line~~ ^{end} of said Oak Street has been completed by being graded, curbed, guttered and paved, leaving ~~two~~ ^{two} blocks Intervening, from the north line of Fourth Avenue to the North line of Second Avenue, which have not been graded, curbed, guttered and paved and

Whereas, the Board of Commissioners of Said City deem it necessary, and hereby declare it necessary and for the best interests of said City of Garnett, Kansas, that said Oak Street from the north line of Fourth Avenue to the north line of Second Avenue, in said City, be improved by being graded, curbed, guttered, and paved with Bricks or Brick blocks on a concrete base, and did by resolution duly passed upon the 16th day of July, 1917, declare it necessary that said street be so improved,

Therefore, be it ordained by the Board of Commissioners of the City of Garnett, Kansas.

Section 1. That Oak Street in said city from the north line of Fourth Avenue to the north line of Second Avenue, in said city, be graded, curbed, guttered and paved, the said curb and gutter shall be of cement concrete, and said gutter shall be twenty-four inches wide, and said paving shall be of Hol. Repressed Vitrified Brick or Blocks on a four inch concrete base with ^a sand cushion two inches deep, after the same has been thoroughly tamped and packed.

Said paving to be forty feet wide between Fourth Avenue and Third Avenue and forty feet wide between Third Avenue and Second Avenue, between the curbs; said improvements shall include the intersections of Oak Street and Third Avenue and Oak Street and Second Avenue, and the construction and adjusting of all sidewalks extensions from lot to curb lines, the grading and finishing of all parkings and the construction of needed catch basins and extensions.

Section 2. That for the purpose of providing for the payment of the cost of curbing, guttering and paving said street and for doing all grading and excavating for the same, except the squares formed by the intersections of said avenues and street, after the same has been brought to grade as provided by law, the the assessments shall be made for each

the street, the distance to be improved according to the assessed value of lots with out regard to to the buildings and improvements thereon, which value shall be ascertained by three disinterested appraisers appointed by the Board of Commissioners. And the said Commissioners shall provide for the cost of said improvements in ten ~~xxxxx~~ installments of equal amounts, payable one each year from one to ten years, said bonds shall bear interest at a rate not to exceed five and one-half per-cent per annum, and said interest shall be payable semi-annually. For each of said installments of interest on all sums unpaid, coupons shall be attached to said bonds. Special assessments shall be made in each each year to pay the installments of the principal and interest on such bonds next thereafter maturing and such assessments shall be made upon the property chargeable for the cost of such improvement, and levied and collected by the Board of Commissioners against each lot above named according to the assessed valuation thereof as herein before provided, but the assessed valuation of the property liable for such cost which is established for the first years assessment shall be retained for the assessment for the succeeding installments of such bonds. The owner of any lot liable to such assessment may at any time within thirty days after the amount due from such lot is ascertained and before the bonds herein provided for are issued, pay his proportion of such assessment to the City Treasurer and his property so paid shall not thereafter be liable for any further assessments for the cost of said work, nor for said bonds. That for the purpose of providing for the payment of the cost of paving and improving the squares and areas formed by the intersections of said avenues, streets, and for the construction and adjusting of all sidewalk extentions from lot to curb lines and grading and finishing of all parkings, the construction of needed catch basins and extention, and bringing said street to grade, an assessment shall be made upon all taxable property of the city and the Board of Commissioners shall issue Special Improvement Bonds of said City, and levy taxes and assessments in addition to all other taxes and assessments now authorized by law, to pay said bonds and the interest thereon.

said bonds shall be issued in ten equal amounts, payable one each year from one to ten years; said bonds shall bear interest not to exceed five and one-half percent per annum and said interest shall be payable semi-annually. For each of said installments of interest on all sums unpaid, coupons shall be attached to said bonds.

Section Three. That this ordinance shall take effect and be in force from and after its ^{passage and} publication according to law.

Passed and approved this 16th day of July 1917.

L.H. Spahr
Acting Mayor.

Attest: *F.S. Mitchell*
City Clerk.

I, F.S. Mitchell, City Clerk of the City of Garnett, Kansas, do hereby certify that the foregoing is a true and correct copy of an ordinance passed by the Board of Commissioners of said city at a regular meeting of said board held on the 16th day of July 1917.

and approved by the Mayor thereof July 16th 1917 and the vote on its final passage may be found on page 53 of the Journal of the proceedings of the Board on said date.

Seal

F.S. Mitchell
City Clerk