

ORDINANCE NO. 1850

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON ESTABLISHING THE WAVERLEY DRIVE LOCAL IMPROVEMENT DISTRICT FOR SANITARY SEWER IMPROVEMENTS.

WHEREAS, the City Council initiated proceedings for the creation of a local improvement district by the adoption of Resolution No. 32-1998; and

WHEREAS, the City Engineer submitted a report to the City Council, based on a Preliminary Engineering Report, recommending the district be formed. There are six (6) potential benefited properties within the local improvement district; and

WHEREAS, by Resolution No. 34-1998 the City Council stated its intention to form the district, to make the improvements, and to hold a public hearing to receive remonstrances; and

WHEREAS, the City mailed individual notices by first class mail to all property owners within the local improvement district at least ten days prior to the public hearing; and

WHEREAS, the public hearing was held on January 5, 1999, at which time the City Council considered written remonstrances to and oral testimony on the improvements; and

WHEREAS, there are 6 potential benefited properties, and there were a total of two remonstrances representing 53/100 [fraction] of the land area. The Charter provides that action on a local improvement district shall, in most cases, be suspended for six months if the owners of two-thirds (2/3) of the property to be assessed remonstrate; now, therefore;

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1: The Waverly Drive Local Improvement District for sanitary sewer improvements is hereby created. The map of the district boundaries is attached hereto as Exhibit A and incorporated herein by this reference. The list of properties to be benefited is attached hereto as Exhibit B and incorporated herein by this reference.

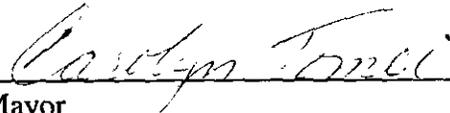
Section 2: The improvements shall be made in accordance with the City's plans and specifications as shown in the report entitled "Waverly Drive Sanitary Sewer Local Improvement District Project" as found in Exhibit "B" of Resolution 34-1998. The final plans and specifications for the project shall be set forth in a final engineering report.

Section 3: The "Waverly Drive Sanitary Sewer Local Improvement District Project" report contains appropriate findings showing the improvements are consistent with the comprehensive plan, which is hereby adopted.

Section 4: The total estimated cost for the proposed improvements is \$89,995 and the benefited properties shall be assessed according to a formula to be adopted by a separate future ordinance, following a public hearing.

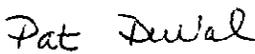
Read the first time at the regular meeting of the City Council, City of Milwaukie, Oregon, on the 5th day of January 1999 and moved to second reading by 4 - 0 vote of the City Council.

Read the second time and adopted on the 5th day of January 1999.



Mayor

ATTEST:



City Recorder

APPROVED AS TO FORM:
O'DONNELL, RAMIS, CREW & CORRIGAN



City Attorney

EXHIBIT "B"

Waverly Drive Sanitary Sewer LID Project Property Values

TLNO	SITSTRNO	SITSTRNA	OWNER	COOWNER	MAILADDR	SITCITY	LANDVAL	BLDGVAL	TOTALVAL
11E26DB00100	VACANT	WAVERLY DRIVE	WAVERLY COUNTRY CLUB		1100 SE WAVERLY DR.	MILWAUKIE	\$117,850	\$0	\$117,850
11E26DB00200	1660	WAVERLY DRIVE	SMITH, MICHAEL L.	& PATRICIA P	1660 SE WAVERLY DR.	MILWAUKIE	\$237,300	\$252,060	\$489,360
11E26DB00201	VACANT	WAVERLY DRIVE	BLAZO, STEPHEN F.		1829 SE ST. ANDREWS DR.	MILWAUKIE	\$15,360	\$0	\$15,360
11E26DB00800	VACANT	17TH OR CAMBRIDGE	BLAZO, STEPHEN F.	DOROTHY L.	1829 SE ST. ANDREWS DR.	MILWAUKIE	\$266,250	\$0	\$266,250
11E26DB00300	1620	WAVERLY DRIVE	WORTHINGTON, DAVID L.	& DIANE S.	1620 SE WAVERLY DR.	MILWAUKIE	\$247,230	\$364,660	\$611,890
11E26DB00400	1612	WAVERLY DRIVE	SMITH, MAYNARD G. - TRUSTEE		1612 SE WAVERLY DR.	MILWAUKIE	\$244,740	\$260,680	\$505,420
11E26DB00500	1600	WAVERLY DRIVE	LEWIS, CHARLES S. III	& MARIANNE	1600 SE WAVERLY DR.	MILWAUKIE	\$301,400	\$318,720	\$620,120