

ORDINANCE NO. 982

AN ORDINANCE DECLARING THE ASSESSMENT ON PROPERTY BENEFITTED FOR THE GRADING, PAVING, CURBING AND IMPROVEMENT OF DEL RIO AVENUE AND PORTIONS OF LOOKOUT AVENUE AND LOPER AVENUE; DIRECTING THE CITY RECORDER TO ENTER A STATEMENT THEREOF IN THE DOCKET OF CITY LIENS; TO PUBLISH NOTICE AND SERVE NOTICE TO THE ADJACENT BENEFITTED PROPERTY OWNERS; REPEALING ORDINANCE NO. 979 AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF PRINEVILLE, OREGON, ORDAIN AS FOLLOWS:

Section 1.

Whereas, the City Council did heretofore by ordinance declare its intention to cause the grading, paving, curbing and improvement of Del Rio Avenue and portions of Lookout Avenue and Loper Avenue, in the City of Prineville, Oregon, and to assess the cost thereof upon each lot or parcel thereof adjacent to and benefitted by such improvement, its proportionate share of the costs of said improvement, and did fix the time and place for hearing protests against the construction of said improvements and the assessments and costs thereof, and

Whereas, notice of said hearing was duly posted and said notice delivered by certified mail to the adjacent benefitted property owners as required by ORS 223.389, and

Whereas, a meeting of the City Council was held at the time and place fixed in said ordinance for the purpose of considering any such protest, and at that time heard and considered all protests submitted relating to the proposed improvement and assessment thereof, and said Council has considered said matter and deeming that said construction and said improvement was and is of material benefit to the City, and that all property to be assessed therefore will be benefitted thereby, did order the construction of said improvements, and

Whereas, said improvements were constructed and the costs of said improvements were in the amount of \$65,000.00, and

Whereas, notice of the proposed assessment was mailed by certified mail to the adjacent benefitted property owners as required by ORS 223.389, which notice stated the amounts of the assessment proposed on each property and fixed a date by which time objection would be filed, and

Whereas, on October 22, 1991, the City Council met and

considered two objections to the assessments.

Section 2. It is hereby determined that the proportionate share of the costs of construction of said improvements on each parcel of property adjacent to said improvement and benefitted thereby, is the amount set opposite the description of each piece or parcel of land below, and that each piece or parcel of land benefitted by the construction of said improvement, to the full extent of the amount so set opposite each piece or parcel in that respective amount, represents a proportionate benefit of said improvement to said respective parcel of property, and the Council does hereby declare that each of the parcels of property described below is hereby assessed the amount set opposite each respective description, for the costs of construction of said improvement.

Section 3. The total amount of costs assessed for the grading, paving, curbing and improvement of Del Rio Avenue and portions of Lookout Avenue and Loper Avenue, is \$65,000.00.

Section 4. Assessments are hereby made on the following parcels of real property in Crook County, City of Prineville, Oregon, for the grading, paving, curbing and improvement of the above described streets within the City of Prineville, Oregon.

**Assessment #1**

Lot 1 of Block 1 of Tyler's Subdivision Unit II in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 7011), is assessed \$2,295.00.

**Assessment #2**

The South 62' of Block 8 of Loma Vista Subdivision in the City of Prineville, Oregon together with a 10' strip of Loper Street Avenue right-of-way vacated by City Ordinance No. 804 (Crook County Tax Assessor's #14 16 32DB, TL 7013), is assessed \$4,699.00.

**Assessment #3**

Lot 1 and the North 5' of Lot 2 of Block 7 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 7200), is assessed \$6,877.00.

**Assessment #4**

The South 72' of Lot 2 of Block 7 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 7300), is assessed \$2,990.00.

**Assessment #5**

Lot 3 of Block 7 of Loma Vista Subdivision in the City

of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 7400), is assessed \$2,990.00.

**Assessment #6**

Lot 4 of Block 7 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 7500), is assessed \$2,990.00.

**Assessment #7**

Lot 5 of Block 7 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 7600), is assessed \$2,990.00.

**Assessment #8**

Lot 6 of Block 7 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 7700), is assessed \$10,842.00.

**Assessment #9**

Lot 1 of Block 6 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 7801), is assessed \$5,050.00.

**Assessment #10**

Lot 8 of Block 5 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 8200), is assessed \$2,295.00.

**Assessment #11**

Lot 4 of Block 4 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 9400), is assessed \$1,443.00.

**Assessment #12**

Lot 5 of Block 4 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 9500), is assessed \$2,876.50.

**Assessment #13**

Lot 6 of Block 4 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 9600), is assessed \$2,876.50.

**Assessment #14**

Lot 7 of Block 4 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 9700), is assessed \$2,873.00.

**Assessment #15**

Lot 8 of Block 4 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14

16 32DB, TL 9800), is assessed \$2,873.00.

**Assessment #16**

Lot 9 of Block 4 of Loma Vista Subdivision in the City of Prineville, Oregon (Crook County Tax Assessor's #14 16 32DB, TL 9900), is assessed \$8,040.00.

Section 5. The Recorder of the City of Prineville, Oregon, is hereby directed to enter a statement of said assessments in the docket of the City Liens in said City, and is hereby directed to publish notice of the assessment one time and to serve notice hereof on the property owners of the aforesaid by mailing them by certified mail within ten (10) days from the date of this Ordinance.

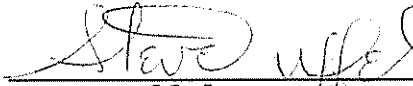
Section 6. The amounts of assessments described above are due at this time. However, the owner of any property assessed shall have the right to make application to the City of Prineville to make payments in semi-annual installments over ten (10) years at 7.5% per annum interest from January 28, 1992 until paid. Such application shall be on a form furnished by the City of Prineville and shall be made within ten (10) days after the date the above notice is published.

Section 7. Ordinance No. 979 is repealed in its entirety.

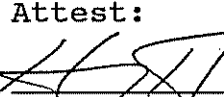
Section 8. It being necessary for the welfare of the City of Prineville, an emergency is deemed to exist and this Ordinance shall take effect immediately upon its passage.

Passed by the City Council on January 28, 1992.

Approved by the Mayor January 28, 1992.

  
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Steve Uffelman, Mayor

Attest:

  
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Henry Hartley  
City Administrator/Recorder