



ORDINANCE NO. 28743

L.I.D. No. 8667

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AN ORDINANCE providing for the establishment of a grade and placing thereon upgraded permanent street pavement with a structural section, together with the installation of concrete curbs, gutters, surface water mains, and surface water catch basins, where needed on Ruby Street, from Baltimore Street to Shirley Street; and on Mullen Street, from North 46th Street to North 47th Street, creating Local Improvement District No. 8667; providing for a special fund for the payment of the improvement by special assessment upon the property within the district benefited thereby, for the issuance of warrants, installment notes, bond anticipation notes, or other short-term obligations to pay that part of the cost and expense of the improvement assessed against the property in the district, and for the payment of the remainder of the cost thereof.

WHEREAS all of the preliminary proceedings for the establishment of Local Improvement District ("L.I.D.") No. 8667 have been taken as provided by law, and

WHEREAS the Hearing Examiner of the City, after public hearing duly held, has recommended to the City Council the formation of L.I.D. No. 8667; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That a grade shall be established and upgraded permanent street pavement with a structural section shall be placed thereon, together with the installation of concrete curbs, gutters, surface water mains, and surface water catch basins, where needed, on Ruby Street, from Baltimore Street to Shirley Street; and on Mullen Street, from North 46th Street to North 47th Street, together with all other work necessary to complete the project in accordance with the maps, plans, and specifications prepared and now on file in the office of the Director of the Department of Public Works, which maps, plans, and specifications are hereby adopted.



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Section 2. That there is hereby created a local improvement district, to be known as L.I.D. No. 8667, which shall embrace as nearly as practicable all the property specially benefited by the improvements described above, which property is described as follows:

Ruby Street from Baltimore Street to Shirley Street

Those portions of the Northeast Quarter of the Southeast Quarter of Section 23, Township 21 North, Range 02 East, W.M., described as follows:

Lots 1 through 20, Block 11 and Lots 1 through 20, Block 12, **Outlook 2nd Addition to Tacoma, Washington**, according to the plat thereof recorded in Volume 10, Page 120, filed May 24, 1918, records of Pierce County Auditor.

And together with Parcels 'A' and 'B', City of Tacoma Boundary Line Adjustment recorded under Recording Number 9704300215, records of Pierce County Auditor.

All situate in the City of Tacoma, County of Pierce, State of Washington.

Mullen Street from North 46th Street to North 47th Street

Those portions of the Northwest Quarter of the Southwest Quarter of Section 24, Township 21 North, Range 02 East, W.M., described as follows:

Lots 12 through 16, Block 9 and Lots 1 through 8, Block 10, **West Tacoma, W.T.**, according to the plat recorded in Volume 1, Page 24, filed September 13, 1871, records of Pierce County Auditor;

And together with Parcels 'A' and 'B', City of Tacoma Boundary Line Adjustment, recorded under Recording Number 9504240077, records of Pierce County Auditor.

All situate in the City of Tacoma, County of Pierce, State of Washington.



1 Section 3. That the estimated cost and expense of the improvement is
2 \$1,070,568.00; that \$724,939.25 of the cost thereof shall be contributed by the
3 L.I.D. Assessment and Surface Water Funds; and that the balance of \$345,628.75
4 shall be borne and assessed against the property included in the L.I.D.

5 The assessments levied against the property described above shall
6 become due and payable at the option of the property owners in cash, without
7 interest, within 30 days after publication of the notice of assessment, or in
8 20 equal annual installments with interest on deferred payments at a rate to be
9 hereafter fixed, but in no event greater than .05 percent above the rate of interest
10 fixed upon sale of bond for the district; and each year one of such installments,
11 together with interest due thereon and on all installments thereafter to become
12 due, shall be collected in the manner provided by law.

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14 Section 4. That a special fund is hereby created, to be called Local
15 Improvement Fund, District No. 8667, which shall consist in the aggregate of the
16 several amounts assessed, levied, and collected upon the several lots and
17 parcels of land in the local improvement district for the purpose of defraying the
18 cost and expense of the improvement to be borne by the property within the
19 district, and into which fund shall be deposited the proceeds of the sale of
20 warrants, installment notes, bond anticipation notes, or other short-term
21 obligations drawn against the fund which may be sold by the City. Out of the fund
22 shall be paid the warrants, installment notes, bond anticipation notes, or other
23 short-term obligations, interest thereon, and the cost of the improvement to be
24 borne by the property included in the district.
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1 Section 5. The Director of the Department of Public Works is hereby
2 ordered to call for bids for said improvements, and to proceed and complete the
3 improvements and to make out and certify to the City Council an assessment roll,
4 all as provided by law.

5 In case no bid is accepted, the Director of Public Works is hereby
6 authorized to proceed and complete the improvement by the method of day labor
7 or force account and by use of materials, supplies, and equipment, as authorized
8 by the City Charter and ordinances of the City. The Director of Public Works shall
9 keep a separate account of the expenditures as made and the exact cost of the
10 improvements separately computed. Upon certification by the Director of Public
11 Works that any sums are due to any person for labor or materials for the
12 improvements, the proper officers shall issue a warrant therefor drawn upon the
13 L.I.D. Fund, District No. 8667. The Director of Public Works shall certify to the
14 City Council the assessment roll on the property as provided by law.
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17 Section 6. Under the provisions of the laws of the state of Washington,
18 amendments thereto, and this ordinance, there shall be issued warrants,
19 installment notes, bond anticipation notes, or other short-term obligations, issued
20 pursuant to Ordinance No. 23412, as it may be amended, in payment of the cost
21 and expense of the district, payable out of the Local Improvement District Fund.
22 Such warrants, installment notes, bond anticipation notes, or other short-term
23 obligations shall bear interest from the date of their issuance at a rate to be
24 hereafter fixed by the Director of the Department of Finance in accordance with
25 the Ordinance No. 23412, and shall be redeemed from the Local Improvement
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District Fund or by other warrants, installment notes, bond anticipation notes, or other short-term obligations, or from the proceeds of local improvement bonds hereafter issued.

Section 7. Pursuant to the provisions of the laws of the state of Washington, the City Council hereby directs that the improvements be paid for by the City in cash and that the warrants, installment notes, bond anticipation notes, or other short-term obligations authorized to be issued under the provisions of this ordinance be sold by the proper officers of the City in accordance with Ordinance No. 23412, as it may be amended, and that the proceeds thereof shall be applied in payment of the cost and expense of the improvement.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Property description approved:

Deputy City Attorney

Chief Surveyor
Public Works Department