



## ORDINANCE NO. 28312

L.I.D. No. 8648

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AN ORDINANCE relating to Local Improvement Districts; approving and confirming the assessment and assessment roll certified to the City Council by the Director of Public Works on December 4, 2013, for the cost of the improvements in Local Improvement District No. 8648 in the City of Tacoma, pursuant to Ordinance No. 27656, passed November 13, 2007; and providing for the disposition of the moneys collected upon said assessment.

WHEREAS the assessment roll for Local Improvement District No. 8648 has been prepared and filed with the City Clerk on December 4, 2013, and a public hearing thereon has been held before the Hearing Examiner of the City on July 31, 2014, as required by law, and

WHEREAS the Hearing Examiner has reported her recommendation, which reflects only the benefits conferred by the LID, to the City Council, recommending that any objections presented at the public hearing be overruled and that the assessment and assessment roll be confirmed, and

WHEREAS an appeal of the Hearing Examiner's recommendation filed by Matthew D. Austin was heard by the City Council on June 16, 2015, and denied that same date, effectively upholding the Hearing Examiner's recommendation, the City Council hereby adopts the Hearing Examiner's recommendation; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That any objections to the assessment or assessment roll are overruled and that the assessment and assessment roll certified to the City Council by the Director of Public Works on December 4, 2013, for the cost of constructing



1 permanent pavement with curbs and necessary storm drainage on  
2 South 69th Street, from Durango Street to South Madison Street, and on  
3 South Proctor Street, from South 69th Street north approximately 225 feet,  
4 constituting Local Improvement District No. 8648 in the City, pursuant to Ordinance  
5 No. 27656, passed November 13, 2007, and the levy and charge of the cost of the  
6 improvements as shown upon the assessment roll and thereby apportioned upon  
7 the adjoining, contiguous, and proximate lots and parcels of land specially  
8 benefited, in accordance with the laws of the state of Washington and ordinances  
9 of the City, are hereby approved and confirmed in all respects and the City  
10  
11 Treasurer is hereby directed to collect the assessment, which may be paid without  
12 interest, penalty, or cost within 30 days after due notice shall have been given to  
13 the owners of the property within the assessment district by publication, in the  
14 manner provided by law; and, if the assessment is not paid within 30 days from the  
15 date of the first publication of the notice, the same shall bear interest thereafter at  
16 the estimated rate of 5 percent per annum, the actual interest rate to be fixed by  
17 the ordinance authorizing the issuance and sale of bonds for this district.  
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19 Section 2. That the moneys collected upon the assessment, approved and  
20 confirmed by this ordinance, are hereby ordered to be placed in Local  
21 Improvement Fund, District No. 8648, the special fund created by Ordinance  
22 No. 27656. Under the provisions of the laws of the state of Washington and  
23 amendments thereto, and this ordinance, there shall be issued a warrant, or  
24 warrants, or installment note, or notes, in payment of the cost and expense of  
25 District No. 8648 payable out of said local improvement district fund. Such  
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warrants or notes shall bear interest at the estimated rate of 5 percent per annum,  
the actual interest rate to be fixed by the ordinance authorizing the issuance and  
sale of bonds for this district; and shall be redeemed in cash from said local  
improvement district fund or by other warrants or notes, and the warrants or notes  
shall be sold, as provided by law, by the proper officers of the City of Tacoma at  
private sale, and 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:

\_\_\_\_\_  
Deputy City Attorney