



# ORDINANCE NO. 28175

L.I.D. No. 7724

1 AN ORDINANCE approving and confirming the Assessment Roll for Local  
 2 Improvement District No. 7724 for the conversion of the overhead primary  
 3 electrical distribution, utilities, telephone and cable-TV systems to an  
 4 underground system along Stadium Way, from the intersection of Stadium  
 Way and Borough Road northwesterly to the dead end.

5 WHEREAS the assessment roll for Local Improvement District No. 7724 has  
 6 been prepared and filed with the City Clerk on or about June 18, 2013, and a  
 7 public hearing thereon has been held before the Hearing Examiner of the City on  
 8 July 25, 2013, as required by law, and

9 WHEREAS the Hearing Examiner has reported her recommendation to the  
 10 City Council that any objections presented at the public hearing be overruled and  
 11 that the assessment and assessment roll be confirmed, and the City Council  
 12 hereby adopts the Hearing Examiner's recommendation; Now, Therefore,

**BE IT ORDAINED BY THE CITY OF TACOMA:**

13 Section 1. That any objections to said assessment or assessment roll be  
 14 and the same are hereby overruled, as more fully set forth in the Findings of Fact,  
 15 Conclusions of Law and Recommendation of the Hearing Examiner, filed with the  
 16 City Clerk under cover of the Examiner's letter, dated August 7, 2013.

17 Section 2. That the assessment and assessment roll filed in the office of  
 18 the City Clerk on June 18, 2013, for the cost of the conversion of the existing  
 19 overhead electrical primary, telephone, and cable television lines to underground  
 20 along Stadium Way from the intersection of Stadium way and Borough Road  
 21 northwesterly to the dead end, and work necessary pursuant to the provisions of  
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1 Ordinance No. 27709, passed April 22, 2008, and the levy and charge of the cost  
2 of said improvements, as shown on said assessment roll and thereby apportioned  
3 upon said parcels of land specially benefited in accordance with the laws of the  
4 state of Washington and the ordinances of the City of Tacoma, are hereby  
5 approved and confirmed in all respects to the assessment; and the City Treasurer  
6 is hereby directed to collect said assessments which may be paid without interest  
7 or penalty within 30 days after due notice shall have been given to the owners of  
8 the property within said assessment district, all in the manner provided by law, and  
9 if assessment be not paid within 30 days from the date of first publication of said  
10 notice, the same shall thereafter bear interest at the estimated rate of 7% per  
11 annum, the actual interest rate to be fixed by the ordinance authorizing the  
12 issuance and sale of bonds for the district.  
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14 Section 3. That the moneys collected upon said assessment approved and  
15 confirmed by this ordinance are hereby ordered to be placed in Fund District  
16 No. 7724, the special fund created by Ordinance No. 27709. Under provisions of  
17 the laws of the state of Washington and amendments thereto, and this ordinance,  
18 there shall be issued an installment note, or notes, in payment of the cost and  
19 expense of Local Improvement District No. 7724 payable out of said local  
20 improvement district fund. Such notes shall bear interest at the estimated rate of  
21 7% per annum, the actual interest rate to be fixed by the ordinance authorizing the  
22 issuance and sale of bonds for this district; and shall be redeemed in cash from  
23 said local improvement district fund or by other notes, and the notes shall be sold,  
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as provided by law, by the proper officers of the City of Tacoma to repay the loans heretofore made to said Fund 4700, Cost Center 560900, in order to defray expenses of said construction heretofore paid, and further, to pay such additional costs and expenses of said improvement as may exist, all in accordance with and pursuant to the provisions of the laws of the state of Washington relating thereto.

Passed \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

Approved as to form:

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