

ORDINANCE NO. 2005

AN ORDINANCE TO ASCERTAIN, ASSESS, DETERMINE AND DECLARE THE PROPORTIONATE SHARE OF SUCH COST OF CONSTRUCTION OF A LATERAL SEWER THAT IS ASSESSED UPON EACH LOT OR PART THEREOF ADJACENT TO SAID PROPERTY TO BE SO IMPROVED, AND TO DIRECT THE RECORDER OF SAID CITY TO ENTER A STATEMENT OF SUCH ASSESSMENT IN THE DOCKET OF CITY LIENS AS PROVIDED BY THE CHARTER OF SAID CITY, AND DECLARING AN EMERGENCY.

WHEREAS, heretofore on the 24th day of November, 1948 by Resolution No. 40 the council of the city of Albany did direct notice of a proposed lateral sewer to be constructed along the following lines, to-wit:

Beginning at existing manhole located at the northwest corner of Lot 1, Block 1, Oak Grove Acres Addition, City of Albany, and running north 200 feet; thence northeasterly 69 feet to a point which is located 6 feet west of the northwest corner of Lot 8, Tripp Addition, City of Albany.

WHEREAS, in said Resolution the estimated cost was \$1,046.98, and whereas thereafter by Ordinance No. 1958 passed on February 9, 1949, approved by the mayor on the same date, the time and manner of such construction was set out in accordance with the plans and specifications of the engineer, and the said ordinance directed the invitation to bid for the project, and

WHEREAS, notices pursuant to the ordinance were published and the acceptable bid was received and contract entered into for the construction of such sewer, and

WHEREAS, said lateral has been completed and the contractor's work has been accepted and due to the necessity of including additional cast-iron pipe the total cost of the lateral sewer together with engineering cost connected with this project is in the sum of \$1309.07,

The people of the City of Albany do ordain as follows:

Section 1. That the cost of said lateral sewer to be paid by the owners of the real property adjacent thereto and particularly benefited thereby is hereby declared to be the aggregate sum of \$1309.07.

Section 2. That the proportionate share of such cost of said lateral sewer hereby assessed upon said lot or part thereof or parcel or tract of land adjacent to said improvement, as aforesaid and as determined by the council is hereby ascertained and determined to be the sum set and placed immediately after the separate description of said lot or parts thereof or parcels or tracts of land as follows:

Rodney Tripp:	
Lot 1, Tripp Addition	\$ 109.09
Lot 2, Tripp Addition	109.09
Lot 3, Tripp Addition	109.09
Lester Hammagren:	
Lot 4, Tripp Addition	130.91
Lot 5, Tripp Addition	130.91
½ of Lot 6, Tripp Addition	65.45
Donald Gravely:	
½ of Lot 6, Tripp Addition	65.45
Lot 7, Tripp Addition	130.91
Lot 8, Tripp Addition	130.91

§ 327.26

R. N. Butler:

Beginning at a point on the southern boundary line of the Oregon Pacific R.R. Co. r/w, where same intersects the western boundary line of the county road leading from Albany to Lebanon, said point being N 81 deg 45' East 8.83 chs. and S 5 deg. 40' East 13.695 chs. from the SE corner of Block 54 in Hacklemans 2nd Addition to the City of Albany, Linn County, Oregon; thence S 5 deg. 40' E along western boundary line of said Albany-Lebanon Road 100'; thence S 81 deg 45' W 110'; thence N 8 deg 15' West 83.7' to southern boundary line of said Oregon Pacific R. R. r/w; thence N 73 deg 30' E along said r/w line 115.7' to point of beginning.

Section 3. That the recorder of the City of Albany, Oregon, is hereby ordered and directed to immediately enter a statement of the assessments hereby made and declared by this ordinance, together with the names of the respective owners of each lot or parts thereof hereinabove described, in the docket of City Liens of said City as provided by the Charter of said City.

Section 4. Whereas, the peace, health and safety of the people of the City of Albany require that this ordinance become immediately effective, therefore an emergency is hereby declared to exist and this ordinance shall become in full force and effect upon its final passage by the council and approval by the Mayor.

Passed by the council July 13, 1949

Approved by the Mayor July 13, 1949

James W. Savage
Mayor

ATTEST:

E. J. Fairchild
Recorder