

CITY OF WAYNE, NEBRASKA

ORDINANCE NO. 2010-5

AN ORDINANCE OF THE CITY OF WAYNE, NEBRASKA, CREATING A STREET IMPROVEMENT DISTRICT WITHIN THE CITY OF WAYNE TO BE KNOWN AS STREET IMPROVEMENT DISTRICT NO. 2010-1; DEFINING THE BOUNDARIES OF SAID DISTRICT AND PROPERTY CONTAINED THEREIN; AND, PROVIDING FOR THE CONSTRUCTION OF IMPROVEMENTS THEREIN.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WAYNE, NEBRASKA:

Section 1. The Mayor and City Council of the City of Wayne, Wayne County, Nebraska, hereby find and determine that it is in the best interests of the City that West 1st Street from Main Street west to the west right-of-way line of Pearl Street including the intersection of 1st Street and Pearl Street be improved as hereinafter described; and that it is in the best interests of the City of Wayne to create a street improvement district for the construction of the said improvements.

Section 2. There is hereby created within the City of Wayne, Nebraska, a street improvement district to be known and designated as Street Improvement District No. 2010-1, the outer boundaries of which shall contain the following property:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 11, BLOCK 27, ORIGINAL TOWN AS PLATTED IN THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA; THENCE EASTERLY TO THE SOUTHWEST CORNER OF LOT 1, BLOCK 28 OF SAID ORIGINAL TOWN; THENCE EASTERLY ON THE SOUTH LINE OF SAID LOT 1 AND IT'S EASTERLY EXTENSION TO THE EAST LINE OF SAID BLOCK 28; THENCE NORTHERLY ON SAID EAST LINE TO THE NORTHEAST CORNER OF LOT 8 OF SAID BLOCK 28; THENCE CONTINUING NORTHERLY TO THE SOUTHEAST CORNER LOT 7, BLOCK 21 OF SAID ORIGINAL TOWN; THENCE CONTINUING NORTHERLY ON THE EAST LINE OF LOTS 7 AND 8 OF SAID BLOCK 21 TO THE NORTHEAST CORNER OF SAID LOT 8; THENCE WESTERLY ON THE NORTH LINE OF LOTS 8 AND 6 OF SAID BLOCK 21 TO THE NORTHWEST CORNER OF SAID LOT 6; THENCE CONTINUING WESTERLY TO THE NORTHEAST CORNER OF LOT 7, BLOCK 22 OF SAID ORIGINAL TOWN; THENCE SOUTHERLY ON THE EAST LINE OF SAID LOT 7 TO THE SOUTHEAST CORNER OF SAID LOT 7; THENCE CONTINUING SOUTHERLY TO THE NORTHEAST CORNER OF SAID LOT 11, BLOCK 27; THENCE CONTINUING SOUTHERLY ON THE EAST LINE OF SAID LOT 11 TO THE POINT OF BEGINNING.

Within said District, West 1st Street from Main Street west to the west right-of-way line of Pearl Street including the intersection of 1st Street and Pearl Street shall be improved by grading and construction of curb and gutter, concrete paving, replacement and repair of brick street surfaces, storm sewer, sidewalk replacement and other necessary improvements and appurtenances.

Section 3. All of said improvements shall be constructed to the established grades as fixed by ordinances of the City of Wayne, and shall be constructed in accordance with plans and specifications to be prepared by JEO Consulting Group, the City's engineers, which plans shall be approved by the Mayor and City Council. The improvements shall be made at public cost, but special assessments shall be levied to reimburse the City for the cost of the improvements as provided by law.

Section 4. Notice of the creation of said Street Improvement District No. 2010-1 shall be published in The Wayne Herald newspaper, a legal newspaper published in and of general circulation within the City of Wayne, for three weeks after the publication of this Ordinance.

Section 5. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this Ordinance.

PASSED AND APPROVED this 20th day of April, 2010.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk