

**CITY OF WAYNE, NEBRASKA**

**ORDINANCE NO. 2010-8**

**AN ORDINANCE OF THE CITY OF WAYNE, NEBRASKA, CREATING A STREET (SIDEWALK) IMPROVEMENT DISTRICT WITHIN THE CITY OF WAYNE TO BE KNOWN AS STREET (SIDEWALK) IMPROVEMENT DISTRICT NO. 2010-4 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 the sidewalks on the east side of Pearl Street from the centerline of 1<sup>st</sup> Street north to the to the centerline of 3<sup>rd</sup> Street, in the City of Wayne, Nebraska, be improved as hereinafter described; and that it is in the best interests of the City of Wayne to create a Street (Sidewalk) improvement district for the construction of the said improvements.

Section 2. There is hereby created within the City of Wayne, Nebraska, a Street (Sidewalk) improvement district to be known and designated as Street (Sidewalk) Improvement District No. 2010-4, the outer boundaries of which shall contain the following property:

Said District shall consist of all of the property contained in the following described boundaries:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 6, BLOCK 21, ORIGINAL TOWN AS PLATTED IN THE CITY OF WAYNE, WAYNE COUNTY, NEBRASKA; THENCE WESTERLY ON THE SOUTH LINE OF SAID LOT 6 TO THE SOUTHWEST CORNER OF SAID LOT 6; THENCE CONTINUING WESTERLY ON THE WESTERLY EXTENSION OF SAID LOT 6 TO THE CENTERLINE OF PEARL STREET; THENCE NORTHERLY ON SAID CENTERLINE TO THE WESTERLY EXTENSION OF THE NORTH LINE OF LOT 3, BLOCK 5 OF SAID ORIGINAL TOWN; THENCE EASTERLY ON SAID WESTERLY EXTENSION OF TO THE NORTHWEST CORNER OF SAID LOT 3; THENCE CONTINUING EASTERLY ON SAID NORTH LINE TO THE NORTHEAST CORNER OF SAID LOT 3; THENCE SOUTHERLY ON THE EAST LINE OF SAID LOT 3 TO THE SOUTHEAST CORNER OF SAID LOT 3; THENCE CONTINUING SOUTHERLY TO THE NORTHEAST CORNER OF LOT 1, BLOCK 12 OF SAID ORIGINAL TOWN; THENCE CONTINUING SOUTHERLY ON THE EAST LINE OF LOTS 1, 2, 3, 4, 5 AND 6 OF SAID BLOCK 12 TO THE SOUTHEAST CORNER OF SAID LOT 6; THENCE CONTINUING SOUTHERLY TO THE NORTHEAST CORNER OF LOT 1, BLOCK 21 OF SAID ORIGINAL TOWN; THENCE CONTINUING SOUTHERLY ON THE EAST LINE OF LOTS 1, 2, 3, 4, 5 AND 6 OF SAID BLOCK 21 TO THE POINT OF BEGINNING.

Within said District the following sidewalks on the described street shall be improved by removal of existing sidewalks, grading and construction of concrete pedestrian sidewalks and other necessary appurtenant improvements:

Sidewalks on the east side Pearl Street from the centerline of 1st Street north to the to the centerline of 3<sup>rd</sup> Street

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, special engineers for the project, 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 (Sidewalk) Improvement District No. 2010-4 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 20<sup>th</sup> day of April, 2010.

THE CITY OF WAYNE, NEBRASKA

By \_\_\_\_\_  
Mayor

ATTEST:

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