

CITY OF WAYNE, NEBRASKA

ORDINANCE NO. 2011-12

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. 2011-1; 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 Pheasant Run from the north right-of-way line of Nebraska State Highway 35 (West 7th Street) to the north line of Western Ridge Third Addition to the City of Wayne, including intersections with all streets, avenues and alleys, 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. 2011-1, the outer boundaries of which shall contain the following property:

A tract of land located in the South 1/2 of the Southwest 1/4 of Section 12 and a part of the Southeast 1/4 of the Southeast 1/4 of Section 11, Township 26 North, Range 3 East of the 6th P.M. Wayne County, Nebraska, more particularly described as follows:

Beginning at the Southwest corner of Section 12, Township 26 North, Range 3 East and extending Westerly along the South Line of Section 11, Township 26 North, Range 3 East, 544.50 feet; thence Northerly along a line parallel to the West Line of Section 12, Township 26 North, Range 3 East, 824.72 feet; thence Easterly 544.50 feet, to a point on the West line of Section 12, Township 26 North, Range 3 East, said point being 1809.56 feet south of the West Quarter Corner of said section; thence Easterly along the North line of Western Ridge Third Addition, 344.24 feet; thence Southerly along the East line of Western Ridge Third Addition 754.97 feet, thence Southerly parallel to the West line of Section 12, Township 26 North, Range 3 West, to South line of said section, thence Westerly to the Point of Beginning.

Within said District, Pheasant Run from the north right-of-way line of Nebraska State Highway 35 (West 7th Street) to the north line of Western Ridge Third Addition to the City of Wayne including intersections with all streets, avenues and alleys, shall be improved by grading and construction of concrete paving, storm sewer, sidewalk 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 , the City's engineers, Advanced Consulting Engineering Services, 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. 2011-1 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 2nd day of August 2011.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

(SEAL)

Publish: August 11, 2011