

Presented by: The Manager
Introduced: 03/01/93
Drafted by: A.T.B./J.R.C.

ORDINANCE OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 93-06

AN ORDINANCE CREATING LOCAL IMPROVEMENT DISTRICT NO. 76 OF THE CITY AND BOROUGH; FINDING THAT SUCH LOCAL IMPROVEMENT DISTRICT IS IN THE PUBLIC INTEREST; SETTING THE BOUNDARIES OF SUCH LOCAL IMPROVEMENT DISTRICT; PROVIDING FOR THE IMPROVEMENTS TO BE ACQUIRED, CONSTRUCTED AND INSTALLED CONSISTING OF REGRADING, IMPROVING, AND PAVING PORTIONS OF WEST GLADSTONE, ROSEDALE, CLOVERDALE, PINEDAILE, AND FIRNDALE STREETS AT AN ESTIMATED COST OF \$227,050 OF WHICH COST AN ESTIMATED \$95,802 IS TO BE BORNE BY THE PROPERTY SPECIALLY BENEFITTED AND AN ESTIMATED \$131,248 BY THE CITY AND BOROUGH; DIRECTING THAT THE WORK BE DONE, THAT ANY LAND NECESSARY OR USEFUL BE ACQUIRED AND THAT EMINENT DOMAIN INCLUDING USE OF DECLARATION OF TAKING IS AUTHORIZED; CREATING SPECIAL ASSESSMENT FUND NO. 76; AND FINDING THAT SPECIAL BENEFIT TO THE PROPERTY WITHIN THE DESCRIBED DISTRICT EXISTS AND THAT EACH LOT OR TRACT WITHIN THE DISTRICT WILL BE SPECIALLY BENEFITTED IN PROPORTION TO THE AMOUNT ASSESSED.

BE IT ENACTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

* Section 1. Classification. This ordinance is a noncode ordinance.

* Section 2. Finding that L.I.D. is in the Public Interest. The Assembly of the City and Borough of Juneau, having considered all material factors including the deterrence to property development, maintenance of property values, health, safety, and welfare of the businesses, employees, and property owners in the proposed local improvement district, finds that the formation of a local improvement district covering property described in Exhibit "A" attached to this ordinance, to be known as Local Improvement District No. 76 of the City and Borough of Juneau, Alaska, is in the public interest.

* Section 3. Creation and Boundaries. There is created Local Improvement District No. 76 (hereinafter "L.I.D. No. 76"). The boundaries of L.I.D. No. 76 are described in Exhibit "A" attached to this ordinance and made a part hereof.

* Section 4. Improvements to be Constructed. The improvements to be constructed, consist of base and drainage improvements, regrading, and paving on West Gladstone, Rosedale, Cloverdale, Finedale and Firndale streets.

* Section 5. Estimated Cost. The estimated cost of construction of the project is \$227,050.

* Section 6. Source of Funds. The portion of the construction cost to be met with city and borough funds is estimated to be \$131,248. The remainder of the construction cost, will be met from the assessments against the property specially benefitted, said amount estimated to be \$95,802.

* Section 7. Direction that Work be Done. The city and borough administration is hereby authorized to do or cause to be done all things necessary or useful to plan, acquire, construct, and install the improvements described in Section 4.

* Section 8. Authorization to Acquire Land. The city and borough is hereby authorized to acquire any lands or rights in land necessary or useful for the project.

* Section 9. Authorization for Eminent Domain. The city and borough administration is hereby authorized to use such eminent domain proceedings, including use of declaration of taking, as may be necessary or useful to acquire property needed for the project. The costs of any property so acquired shall be added to the project cost.

* Section 10. Appropriation. There is hereby appropriated the sum of \$227,050 for the cost of the project including the acquisition of property and construction of the improvements described in Section 4.

* Section 11. Special Assessment Fund. There is created within the central treasury a special fund of the city and borough known as Special Assessment Fund No. 76. Such fund shall be used for the purpose of paying the costs of the project. City and borough funds, assessments and all other receipts shall be paid into the fund.

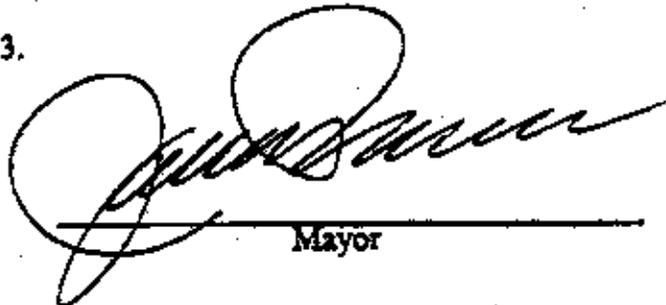
* Section 12. Finding of Special Benefit. The Assembly of the City and Borough of Juneau hereby finds that the property within L.I.D. No. 76 described in Exhibit "A" will be specially benefitted by the improvements and each lot or tract within such district will be specially benefitted in proportion to the amount separately assessed to each lot or tract.

* Section 13. Method of Apportioning Costs. Costs to be borne by the property specially benefitted shall be apportioned at the rate of \$1,500 per lot for the first 100 feet of front footage, plus \$10 for each foot of front footage thereafter, plus \$395 per lot, such additional charge being for the application of aggregate for surface stabilization and minor drainage improvements.

* Section 14. Prepayment-in-Full Discount. No prepayment-in-full discount is provided.

* Section 15. Effective Date. This ordinance shall be effective thirty days after its adoption.

Adopted this 5th day of April, 1993.



Mayor

Attest:



Clerk

EXHIBIT "A"

BOUNDARY DESCRIPTION

1993 MENDENHALL VALLEY STREET PAVING PROJECT
WEST GLADSTONE, ROSEDALE, PINEDAILE, CLOVERDALE AND FIRNDALE STREETS

L.I.D. No. 76

Lots 1 through 6, inclusive and lots 9 through 12, inclusive, of Glacier Park Subdivision, U.S. Survey No.1530, filed as plat No.237 in the Juneau Recording District, State of Alaska; Also, lot 8A of Plat No. 82-20W being a resubdivision of said Glacier Park Subdivision; Also, lots 8B1 and 8B2 of a resubdivision of said Plat No. 82-20W; Also, lots 13A and 13B of Plat No. 84-127 being a resubdivision of said Glacier Park Subdivision.

Lots 1 through 8, inclusive, of Block "B", Lots 1 and 2 of Block "C", Lots 1 through 6, inclusive, of Block "E", Lots 1 through 8, inclusive, and Lot 15 of Block "F"; of First Addition-Riverdale Heights Subdivision, U.S. Survey No. 2080, Juneau Recording District.

Lots 4, 5 and 6 of Block "D-1" and lots 1, 4, 7, 8, 9 and 10 of Block "D-2" of Plat No. 647, being a Resubdivision of Block D, Riverdale Heights Subdivision.

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