

ORDINANCE NO. 56-O-102

AN ORDINANCE MAKING A REASSESSMENT FOR THE CONSTRUCTION OF THE PUBLIC SANITARY SEWER IN SANITARY SEWER DISTRICT NO. 7, IN THE CITY OF BROOKINGS, OREGON, DESIGNATING THE PROPERTY ON WHICH SAID REASSESSMENT IS TO BE MADE PROVIDING FOR PAYMENT OF SAID REASSESSMENT, DESIGNATING THE PROPERTY TO BE SPECIALLY BENEFITED BY SAID PUBLIC SANITARY SEWER AND DECLARING AN EMERGENCY. [Effective November 13, 1956]

Sections:

- Section 1. Reassessment of Sanitary Sewer District No. 7.**
- Section 2. Description of boundaries of Sanitary Sewer District No. 7.**
- Section 3. Amount of special assessment reassessed.**
- Section 4. Recording in lien docket.**
- Section 5. Payment of assessments.**
- Section 6. [Emergency Clause]**

THE CITY OF BROOKINGS ORDAINS AS FOLLOWS:

Section 1. Reassessment of Sanitary Sewer District No. 7. The Council, by Resolution No. 56-O-025 adopted on September 25, 1956, heretofore directed the City Works Superintendent to prepare and file a proposed reassessment of all or a portion of the property within said Sanitary Sewer District No. 7, which proposed reassessment was filed in the office of the City Recorder on or before October 3, 1956. Thereafter the City Recorder caused to be published in the Brookings Harbor Pilot on October 4, 11, 18 and 25, 1956, a notice of the hearing on such proposed reassessment on November 8, 1956, and within five days after October 4, 1956, the City Recorder mailed to the owner or the agent of the owner of each lot affected by the proposed reassessment a notice of the proposed reassessment, as provided by Oregon Revised Statutes 223-435; that no remonstrance sufficient in law to defeat the construction of said public sanitary sewer had been duly filed prior to the making of the improvement or original assessment; that the hearing on the proposed reassessment was held on November 8, 1956, by the Council, as advertised.

Section 2. Description of boundaries of Sanitary Sewer District No. 7. The boundaries of said Sanitary Sewer District No. 7 in which said reassessment is to be made are located in the City of Brookings, Curry County, Oregon, and described as follows: [See full description in original ordinance books]

Section 3: Amount of special assessment reassessed. Following the hearing on the proposed reassessment, the Council has carefully and fully considered each and all of the objections, whether oral or in writing, to said proposed reassessment, and does in its judgment determine that the following is a fair, just and reasonable reassessment of the property for the construction of said public sanitary sewer and that the special and peculiar benefit accruing to each lot or parcel of land to the extent of its respective and proportionate share of the full value of such benefit resulting from the construction of said sanitary sewer system is as hereinafter stated, and the name of the owner of record or contract owner of the property, together with a brief description of the property and the amount of the special assessment which is hereby reassessed and levied against the respective properties is as follows:

[See list of property owners in original ordinance books]

Section 4: Recording in lien docket. The City Recorder shall enter upon the City Lien Docket of the City of Brookings, Oregon, each lot, piece and parcel of the above described real property, the area thereof and square feet, the owner thereof and the amount of the special assessment levied thereon.

Section 5. Payment of assessments. Each special assessment which is reassessed and levied by this ordinance shall become, upon the entry thereof by the City Recorder, as above set forth and provided, a lien and charge upon the respective lot, tract, parcel or piece of land against which the same is assessed. Said lien shall be due and payable thirty days after the entry of such lien in the Lien Docket. Such lien shall be prior to all other liens, except as otherwise provided by law. Interest shall be charged at the rate of 65 per annum until paid on all such portion of the reassessments as are not paid within thirty days from the entry of the lien. The City of Brookings may proceed to foreclose any lien not paid in full thirty days after the same shall have been entered in the City Lien Docket, as provided by the city ordinance.

Section 6: [Emergency Clause]

Effective November 13, 1956