

ORDINANCE NO. 122 (Amended by Ord. 151)

An ordinance to provide for the construction, reconstruction, and/or improvement of public ways, water lines, streets, street improvements, water line improvement, sidewalk improvement, sewers and sewerage system improvement, in all areas, lands and territories which may, from time to time be annexed and included in the corporate limits of the City of Dry Ridge; and to further provide, for the construction, reconstruction and/or improvements of public ways, water lines, streets, street improvements, water line improvement, sidewalk improvement, sewers and sewerage system improvements located within the present corporate limits of the City of Dry Ridge.

WHEREAS, certain public ways, water lines, streets, sidewalks, and sewers located in the present corporate limits of the City of Dry Ridge,

ORDINANCE NO. 122 (CONTINUED)

OR located in areas, lands or territories which may later be annexed and included in the Corporate limits of the City of Dry Ridge, are or will be in need of construction, reconstruction, improvements, or repair; and

WHEREAS, the Board of Trustees of The City of Dry Ridge, deeming it a necessity and for the best interests of its residents and property owners of the City of Dry Ridge, to construct, reconstruct and improve the public ways, water lines, streets, street improvements, water line improvements, sidewalk improvement, sewers and sewerage improvement system on which their lots or parcels of land abut; and

WHEREAS, under the provision of Chapter 94 of the Kentucky Revised Statutes, the City of Dry Ridge is authorized to provide for such construction, reconstruction or improvements by single assessment or by the installment plan, and either by stage or complete improvement;

NOW, THEREFORE, The Board of Trustees of the City of Dry Ridge, Kentucky, does ordain as follows:

SECTION 1. Upon the annexation and inclusion in the corporate limits of the City of Dry Ridge any areas, lands or territories after the effective date of this ordinance, such lands, areas, or territories shall receive the following construction, reconstruction or improvement of public ways, water lines, streets, street improvements, sewers, sewerage system improvements, and sidewalk improvement;

(A) Water lines of not less than four (4) inches in diameter, and all necessary fire plugs, so as to provide adequate water service and fire protection to all lots and parcels of land. The construction, reconstruction or improvements of said water lines and fire plugs are to be completed and accepted by the City of Dry Ridge as such not later than the last day of December of the first full calendar year following the annexation and inclusion of such areas, lands, or territories in the corporate limits of the City of Dry Ridge.

(B) Sidewalks, curbs, at least twenty (20) feet apart, culverts and storm sewers, making use of any existing facility if properly located and in good condition, shall be completed and accepted by the City of Dry Ridge as such not later than the last day of December of the second full calendar year following the annexation and inclusion in the corporate limits of the City of Dry Ridge.

(C) Hard surface streets, of concrete or "blacktop" shall be built from curb to curb, completed, and accepted by the City of Dry Ridge as such not later than the last day of December of the third full calendar year following the annexation and inclusion in the corporate limits of the City of Dry Ridge.

(D) Each assessment for the construction, reconstruction, or stage improvements outlines in each of paragraphs (A), (B), and (C) of this section shall be separate and distinct assessments, and each assessment may be for as much as necessary to provide the said construction, reconstruction, or improvements outlined in each paragraph, not to exceed the limit set by law on each such assessment.

SECTION 2. Provided, however, that upon presentation to the Board of Trustees of the City of Dry Ridge, in regular meeting, a petition signed by a majority of the property owners whose lots or parcels of land abut on the public ways, the water lines, streets, street improvements, water line improvement, sidewalk improvements, sewers and sewerage system improvement, or sewers to be constructed, reconstructed, or improved as outlines in Section 1, paragraphs (A), (B), and (C), requesting that all of the said construction, reconstruction, or improvements be completed not later than the last day of December of the first full calendar year following annexation and to be paid for by use of the installment plan, then such petition shall be granted and executed by the Board of Trustees of the City of Dry Ridge, and shall be termed a stage improvement.

SECTION 3. A competent engineer shall be consulted by the Board of Trustees of the City of Dry Ridge in regard to all construction, reconstruction, or improvements brought about by this ordinance. Costs of said engineer's advice and services shall be included in the

total costs of such construction, reconstruction, or improvements and shall be assessed against the abutting property.

SECTION 4. The Board of Trustees of the City of Dry Ridge, shall, by ordinance, let the contract for each and all construction, reconstruction, or improvements to the lowest and best bidder after properly advertising for bids according to law.

SECTION 5. The Board of Trustees shall construct, reconstruct or improve public ways, the water lines, streets, street improvements, water line improvement, sidewalk improvement, sewers, and sewerage system improvement and sewers located in the present corporate limits of the City of Dry Ridge upon presentation of a petition to the said Board of Trustees in regular meeting, signed by a majority of the property owners whose lots or parcels of land abut the public ways, the water lines, streets, street improvements, water line improvements, sidewalk improvements, sewers and sewerage system improvement, or sewers to be constructed, reconstructed or improved.

SECTION 6. Said petitions shall specify the construction, reconstruction, or improvements desired, and shall further specify the method of payment by the property owners. The Board of Trustees will approve either a full assessment for all costs, or will arrange payment through the installment plan as provided in Chapter of K.R.S.

SECTION 7. The total cost of each and all of the aforementioned construction, reconstruction, or improvements of public ways, water lines, streets, street improvements, water line improvement, sidewalk improvement, sewers, and sewerage system improvement, or sewers shall be assessed equally by the front foot on the lots or parcels of land abutting on the construction, reconstruction, or improvements. Said assessments shall become due and payable with the regular city taxes immediately following completion of the construction, reconstruction or improvements for which said assessment was made, or else as provided for by Section No. 6.

SECTION 8. The Board of Trustees of the City of Dry Ridge when a petition is presented, as outlined in paragraph 5 & 6, for the improvement, construction, or reconstruction of any of the public ways, the water lines, streets, street improvements, water line improvement, sidewalk improvement, sewers or sewerage system improvement shall determine whether such improvement is to be designated as a stage or complete improvement.

SECTION 9. Any section, paragraph, clause or provision of this ordinance which may be declared invalid shall not affect the remaining provisions.

SECTION 10. Any ordinance, resolution, or parts of any ordinance or resolution directly in conflict with these provisions are hereby repealed.

SECTION 11. This ordinance shall take effect from and after its passage and approval by the Board of Trustees of the City of Dry Ridge, Kentucky, and publications as required by law.

/s/ John B. Conrad, Chairman
Board of Trustees,
City of Dry Ridge, Ky.

Attest:

/s/ George W. Landrum, Clerk

Passed and approved by the Board of Trustees of the City of Dry Ridge, at its regular meeting at the Town Hall on Tuesday, Feb. 6th, 1951.