

ORDINANCE NO. 172

AN ORDINANCE AMENDING AND CORRECTING
ORDINANCE NO. 171 HERETOFORE PASSED BY
THE CITY COUNCIL OF THE CITY OF DRY
RIDGE, KENTUCKY, BUT WHICH WAS NOT
PUBLISHED BECAUSE OF AN ERROR DISCOVERED
THEREIN WHICH WAS AN ORDINANCE ACCEPTING
THE WORK AND CONFIRMING AND APPROVING THE
APPORTIONMENT OF COST OF SAID WORK AND
LEVYING AN IMPORVEMENT TAX UPON EACH LOT
OR PARCEL OF BENEFITED PROPERTY IN THE
IMPROVEMENT OF THE WATER SYSTEM ALONG
FAPT HIGHWAY OR BROADWAY STREET IN THE
CITY OF DRY RIDGE, KENTUCKY.

WHEREAS Ordinance No. 171 heretofore passed by the Council
on ~~the~~ 26th day of November, 1956, has been discovered to be erroneous
and;

WHEREAS ~~the~~ certificate of apportionment purporting to
have been approved by said Ordinance has also been discovered to
be erroneous and;

WHEREAS said Ordinance has not been published and is
~~therefore~~ not effective and;

WHEREAS this City Council is desirous of correcting said
Ordinance and;

WHEREAS a new and corrected certificate of apportionment has been submitted to the Council by Lee Points, City Supervisor;

NOW THEREFORE THE CITY COUNCIL OF THE CITY OF DRY RIDGE, KENTUCKY, DOES ORDAIN AS FOLLOWS:

SECTION I. Whereas the improvement of the water works system by the laying of a six inch cast iron water main along the south side of Taft Highway or Broadway Street has been completed and inspected by a committee of the City Council of the City of Dry Ridge, Kentucky, and inspected by the aforesaid and benefited property owners after due notice, and same is satisfactory, it is therefore hereby ordered and declared that said work is hereby accepted as completed with the exception of the restoration of the surface of the ground along said improvement which is to be done later by the contractor as same cannot be done now due to the fact that it must settle first.

SECTION II. That the certificate of the apportionment submitted to the Council by Lee Points, City Supervisor, and Raymond R. Vincent, City Attorney, on November 26, 1956, has been discovered to be erroneous and the same is hereby declared to be null and void and the corrected certificate of apportionment submitted to the Council by Lee Points, City Supervisor, and Raymond R. Vincent, City Attorney, on December 4, 1956, is hereby confirmed, approved and declared to be correct and to be the basis of the improvement tax to be hereinafter levied against the owners of the property benefited by the aforesaid improvement and fronting and/or abutting on aforesaid improvement as provided by the ordinances of the City of Dry Ridge, Kentucky, and the Kentucky Revised Statutes including, among others, Chapter 94 of same.

SECTION III. Whereas the aforesaid improvement was duly ordered by the City Council of the City of Dry Ridge, Kentucky, and was to be done and was ordered to be done at the cost and expense of the owners of lots or parts of lots fronting and/or abutting on aforesaid Taft Highway or Broadway Street. Therefore it is hereby ordered and declared that a total tax in the sum of \$14,809.03 be, and the same is, hereby levied and assessed against the owners of lots or parcels of land fronting and/or abutting the aforesaid improvement. This being the amount of the total cost of the improvement less that portion of same to be paid by the City of Dry Ridge, Kentucky/ The total tax is hereby apportioned, levied and assessed as an improvement tax against each property owner benefited and affected thereby as follows:

OWNER	PROPERTY DESCRIPTION	FRONTAGE	ASSESSMENT
Iva B. Conrad	Land on Broadway	1385.00	2988.48
Hicks Chipman	Land On Broadway	368.00	794.05
Grant Co. Ky.	Meeks Rd. Right of way McCoy Pk. & Old Warsaw Pike right of way	98.00	211.46
Byron Cull	Land on Broadway	1249.00	2695.03
Commonwealth of Kentucky	Warsaw Rd. right of way	60.00	129.46
W. O. Blackburn	Land on Broadway	936.00	2019.65
W. R. Stith	Land on Broadway & Contract with city	1423.00	3511.91
R. L. Taylor	Land on Broadway & Contract with city	935.00	2458.92
TOTALS		6454.00	\$14,809.03

SECTION IV. Said tax shall be due and payable at the office of H. C. Rohrs, Clerk of the City of Dry Ridge, Kentucky, on or before thirty (30) days after the publication of this ordinance as required by law unless, however, a sufficient number of the affected property owners request the ten (10) year installment plan of paying the tax and, on or before thirty (30) days after the publication of this ordinance, enter into a written agreement with the City of Dry Ridge, Kentucky, that in consideration of this privilege he will make no objection to any illegality or irregularity in the assessment, levy or imposition of the tax against the property in the form and manner provided by Chapter 94 of the Kentucky Revised Statutes, then that method of payment shall apply to those persons rather than the cash payment as provided above. A statutory lien is hereby levied and

and declared to exist on these lands to secure payment of this tax and same shall be in full force and effect on each benefited landowner until this tax is paid in full.

SECTION V. The Clerk of the City of Dry Ridge, Kentucky, is hereby ordered and authorized to publish a notice in one issue of the Grant County News requiring all property owners to pay the improvement tax herein levied upon their property within thirty (30) days after the date of publication of this ordinance. This notice by the Clerk shall appear at the same time this ordinance is published or within one week thereafter.

SECTION VI. All moneys paid and received or collected from the improvement tax as in this ordinance provided for shall be kept by the City Treasurer in a separate fund to be known as the Broadway Water Works Improvement Fund and shall thereafter be paid to the contractor as per his contract.

SECTION VII. All ordinances, resolutions, or parts thereof in conflict herewith are, to the extent of such conflict hereby repealed.

SECTION VIII. If any section, paragraph, or clause of this ordinance be declared to be invalid, such invalidity shall not affect the remaining sections, paragraphs, or clauses, it being hereby expressly declared that same would have been passed despite such invalidity.

This ordinance shall be in full force and effect from and after its passage and publication as required by law.

Passed, approved and ordered published this the 4th day of December, 1956.

/s/ Logan Blain
Mayor

Attest:
/s/ H. C. Rohrs
City Clerk