

# ORDINANCE NO. 4371

An ordinance providing for the improvement of Ninth Avenue South from Yesler Way to Main Street by constructing an ironstone pipe sewer, and providing for the payment therefor by the mode of "immediate payment."

## COUNCIL BILL NO. 287

INTRODUCED:

DEC 7 1896

REPORTED:

REPORTED:

SECOND READING:

DEC 14 1896

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VS:

ORDER:

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APPROVED:

DEC 15 1896

PUBLISHED:

DEC 16 1896

BY:

*M. E. D.*

ORDINANCE NO. 4371

AN ORDINANCE providing for the improvement of Ninth Avenue South, in the City of Seattle, from Yesler Way to Main Street, by constructing an ironstone pipe sewer of proper dimensions through said portion of said Ninth Avenue South, with all necessary wyes, openings, manholes, lampholes, ventilators and catch basins, and providing for the payment therefor by the mode of immediate payment, and establishing a fund for such payment by an assessment upon all the lots and parcels of land benefited by such improvement under the provisions of Ordinance No. 2085, approved April 29th, 1892, as amended by Ordinance No. 3350, approved May 8th, 1894, and the City Charter now in force.

WHEREAS, the public interest and convenience require that Ninth Avenue South be improved from Yesler Way to Main Street by constructing an ironstone pipe sewer of proper dimensions through said portion of said Ninth Avenue South, with all necessary wyes, openings, manholes, lampholes, ventilators and catch basins, and that said improvement be paid for by an assessment to be levied upon the property to be benefited thereby by the mode of "immediate payment; and

WHEREAS, the Board of Public Works has caused an estimate to be made of the cost of said improvement, and has transmitted said estimate to the City Council, and said matters are now before the City Council;

WHEREAS, neither the estimated or actual cost of said improvement herein ordered to be done and chargeable as a lien against said lots or parcels of land benefited thereby exceeds one-quarter of the total assessed valuation of the lots and parcels of land contained in the assessment district hereby established, as the same appears upon the last annual assessment roll made for levying of taxes for municipal, now, therefore,

Be it ordained by the City of Seattle as follows:

Section 1. That Ninth Avenue South, in the City of Seattle, be improved from Yesler Way to Main Street by constructing an ironstone pipe sewer of proper dimensions through said portion of said Ninth Avenue South, with all necessary wyes, openings, manholes, lampholes, ventilators and catch basins, according to the plans and specifications prepared under the direction of the City Engineer, and on file in the office of the Department of Public Works, and that an assessment be levied and collected upon all lots and parcels of land benefited by such improvement to defray the cost and expense thereof, which assessment shall become a first lien upon the property liable therefor. Said improvement shall be made by contract, to be let to the lowest and best bidder therefor by the Board of Public Works, and said Board is hereby authorized and directed forthwith to procure bids therefor and to enter into a contract for said improvement in the name of the City.

Sec. 2. There is hereby established a local improvement district, to be called "Local Improvement District No. 125," which said district is bounded and described with reference to the said streets and termini of said improvement, as defined in Article VIII of the City Charter now in force, and Ordinance No. 2085, as amended by Ordinance No. 3350, and the property included within said district, and none other, shall be deemed to be and shall be the property benefited by such improvement.

Sec. 3. Said assessment district shall be divided into subdivisions as defined in said Ordinance No. 2085, as amended by Ordinance No. 3350, and the City Charter, and the cost and expense of said improvement, except the amount assessed against street crossings, which shall be paid from the General Fund of the City, shall be defrayed by the collection of a special assessment upon the property in said Local Improvement District, which assessment shall be made in accordance with the Charter of the City and ordinances in relation thereto; and said assessment, together with the interest to accrue upon the respective sums so assessed, shall be collected as therein provided. +

Sec. 4. The mode of payment for said local improvement shall be by the mode of "immediate payment," as defined by the Charter and the ordinances in relation thereto; and an assessment roll shall be prepared and reported to the City Council and other proceedings had thereon, as are prescribed for the mode of "immediate payment." All moneys raised by said assessment shall be paid into a fund for said district into the City Treasury, to be called "Local Improvement ~~Risk~~ Fund, District No. 125, of Seattle," which fund is created to defray the cost and expense of said improvement.

Sec. 5. Said improvement shall be made under the supervision of the Board of Public Works, which is hereby ordered to proceed with said improvement.

Sec. 6. This ordinance shall take effect and be in force from and after its passage and approval, if approved by the mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the City Charter.

Passed the City Council the 14th day of December, 1896 and signed by me in open session in authentication of its passage this 14th day of December, 1896.

*J. Adams* President of the City Council.  
Approved by me this 15th day of December, 1896.

*W. D. Wood* Mayor.  
Filed by me this 15th day of December, 1896.

*Will H. Parry*  
City Comptroller and EX-officio City Clerk.

Published December 16, 1896. *Will H. Parry* City Comptroller and EX-officio City Clerk.  
by *W. K. Leary* Deputy