

SOUTH SUBURBAN SANITARY DISTRICT
KLAMATH COUNTY, OREGON

ORDINANCE NO. 30

AN ORDINANCE SPECIFYING INSTALLATIONS TO BE CONSTRUCTED BY THE SOUTH SUBURBAN SANITARY DISTRICT FOR THE AREA KNOWN AS THE SKYLINE-PIEDMONT AREA WITHIN THE BOUNDARIES OF THE DISTRICT, THE BOUNDARIES OF THE AREA DIRECTLY BENEFITED BY SAID CONSTRUCTION, THE CONSTRUCTION COST OF THE INSTALLATION, METHOD OR APPORTIONING CONSTRUCTION COSTS AND THE METHOD OF FINANCING CONSTRUCTION.

The Board of Directors of the South Suburban Sanitary District ordain as follows:

Section 1: To protect the public health, safety and welfare of the residents and inhabitants of the South Suburban Sanitary District (herein referred to as "DISTRICT"), including the area within the boundaries hereinafter described in Exhibit "A", attached hereto and incorporated herein by this reference, the District is authorized to construct sanitary sewer lines within the District in the area served by the said project consisting of:

Approximately ten thousand (10,000) linear feet of six (6) inch and eight (8) inch diameter gravity sanitary sewer collection system together with service connections and appurtenant work serving property which abuts or is in close proximity to Vermont, Watson, and Western Streets, Hilyard, Cannon, and Donegal Avenues and Skyline Drive;

and that the construction of said improvements will be in accordance with the manager's report filed herein on said project dated January 9, 1984 and approved by the Board of Directors of the District, on file at the office of the District at 1818 Derby, Klamath Falls, Oregon, 97603 and available for public inspection.

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Return:
SOUTH SUBURBAN SANITARY DISTRICT
1818 Derby Street
Klamath Falls, Oregon 97601

Section 2: That the boundaries of the area within the South Suburban Sanitary District served by the said project that may be served practicably with sanitary sewers and which are not adequately served by existing sewers, said area by reason thereof being directly benefited by the construction of sanitary sewer lines, are more particularly described in Exhibit "A" attached hereto and incorporated herein by this reference;

Section 3: That the total estimated cost of the construction of the sanitary sewer lines and related facilities, including engineering plans and specifications, and the estimated cost to be paid for by special assessments is Three Hundred Ninety-eight Thousand Dollars (\$398,000.00) to be apportioned upon the real property within the area served by the project and specially benefited thereby as follows:

Based on front footage cost of \$31.88 per foot with adjustments made for odd shaped and corner lots;

and the cost of the construction shall be financed through cash payments of assessments and the sale of improvement bonds in the manner provided by law. This is an estimate and not an assessment.

Section 4: Notice is hereby given that a public hearing on said construction shall be held at SHASTA WAY GRANGE HALL 5831 SHASTA WAY, KLAMATH FALLS, OREGON, on 18, April 1984 at the hour of 7:30 P.M.

Section 5: This Ordinance shall be published once in a newspaper of general circulation within the District not
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less than twenty-one (21) nor more than thirty (30) days before said hearing.

Section 6: A copy of this notice shall be mailed to the owners of the property to be assessed for the cost of the improvement referred to herein as notice of the matters herein contained.

Section 7: Remonstrances against the proposed construction by owners of the land within the area directly benefited by said proposed construction will be received at the office of the South Suburban Sanitary District at 1818 Derby Street, Klamath Falls, Oregon, 97603, to the time of the public hearing hereinabove referred to. If valid written remonstrances by owners of property against which more than two thirds ($\frac{2}{3}$ rd's) of the assessed cost is proposed to be levied, then the improvement shall be abandoned by the District for at least six (6) months. A written remonstrance will be a statement in writing from a landowner directed to the District to the effect that the landowner is opposed to the construction.

The foregoing Ordinance was duly adopted by the Board of Directors of the South Suburban Sanitary District and approved by the Chairman of the Board of Directors on this 22nd day of March, 1984.

SOUTH SUBURBAN SANITARY
DISTRICT

Dennis A. Enser
Chairman, Board of Directors

COUNTERSIGNED:

Roger C. Reimer
Manager

EXHIBIT "A"

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LEGAL DESCRIPTION

A tract of land situated in Section 1, T39S, R9EWM and Section 6, T39S R10EWM, Klamath County, Oregon, more particularly described as follows:

Beginning at the Southeast corner of D.V. M68 Page 1156 from which the East 1/16 corner on the South line of said Section 1 bears S00°27'E 330 feet, more or less, thence West to the Southwest corner of said D.V.; thence Northerly along the Westerly line of D.V. M67 Page 10096, N47°11'40"W 94.0 feet, N 13°33'30"W 165.21 feet, S82°39'W 64.60 feet and N08°33'40"W 515.64 feet to the Southwest corner of D.V. M80 Page 12,483, thence N89°33'E 334 feet, more or less, to the West line of D.V. M79 Page 8052; thence North 120 feet, more or less, to the Northwest corner of said D.V.; thence East 220 feet, more or less, to the Westerly line of D.V. M67 Page 7379; thence Northerly along said line to the North line of the SE 1/4 SE 1/4 of said Section 1; thence Easterly along said North line to the West line of Piedmont Heights subdivision; thence Northerly and Easterly along the boundary of Piedmont Heights to the Northwest corner of Skyline View subdivision; thence Southeasterly to the Southeast corner of said Skyline View; thence Westerly to the Southwest corner of said Skyline View; thence S00°27'E along the East line of Piedmont Heights to the centerline of vacated Jones Avenue.; thence West along said centerline 150 feet; thence S00°27'E, parallel to the East lines of Lots 9 & 6 of said Piedmont Heights, 380 feet to the Southeast corner of D.V. M80 Page 5457; thence West 200 feet to the Southwest corner of said D.V.; thence N00°27'W 50 feet to the Southwest corner of Lot 19 of said Piedmont Heights; thence West 236 feet to the Southwest corner of Lot 10 of said Piedmont Heights; thence N00°27'W, along the West line of said Lot 10 and its extension, 330 feet to the centerline of vacated Jones Ave.; thence West along said centerline 124 feet; thence N00°27'W, along the East line of Lot 17 of said Piedmont Heights, 223.2 feet; thence N77°19'W 109 feet; thence N18°18'W 113.6 feet; thence N00°27'W 15 feet to the North line of said Lot 17; thence West 15.25 feet to the Northwest corner of said Lot 17; thence S00°27'E, along the West line of said Lot 17 and its extension, 370 feet to the centerline of vacated Jones Ave.; thence West along said centerline 71.75 feet; thence S00°27'E, along the East line of Lot 13 of said Piedmont Heights and its Northerly extension, 330 feet to the Southeast corner of said Lot 13; thence West 352 feet to the Southwest corner of Lot 14 of said Piedmont Heights; thence Westerly 30 feet, more or less, to the point of beginning, with bearings based on individual deed volumes.

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STATE OF OREGON: COUNTY OF KLAMATH:ss

I hereby certify that the within instrument was received and filed for record on the 23rd day of March A.D., 1984 at 1:41 o'clock P M. and duly recorded in Vol M84, of Deeds on page 4718.

EVELYN BIEHN, COUNTY CLERK

by: Pam Smith, Deputy.

Fee: \$ 16.00