

CITY OF LAKE ELMO
WASHINGTON COUNTY, MINNESOTA

RESOLUTION 95-51

A RESOLUTION ADOPTING ASSESSMENT ROLE
FOR 1995 OVERLAY IMPROVEMENTS

WHEREAS, PURSUANT TO PROPER NOTICE DULY GIVEN AS REQUIRED BY LAW, THE COUNCIL HAS MET AND HEARD AND PASSED UPON ALL OBJECTIONS TO THE PROPOSED ASSESSMENT FOR THE IMPROVEMENT OF THE FOLLOWING STREETS:

42ND STREET FROM JAMACA AVENUE TO LAKE ELMO TRAIL
FOX FIRE AND GREEN ACRES SUBDIVISION AND STREETS THEREIN
HIGHLANDS TRAIL FROM HILLTOP AVENUE TO DEMONTREVILLE TRAIL
MIERS PARK SUBDIVISION AND STREETS THEREIN
32ND STREET FROM LAKE ELMO AVENUE TO LAMPERT AVENUE
38TH STREET (PROPOSED) BETWEEN LAVERNE AVENUE AND LAKE ELMO AVENUE
LAKE JANE TRAIL FROM 42ND STREET TO JAMACA AVENUE
JANE ROAD FROM LAKE JANE TRAIL TO JAMACA AVENUE
UPPER 33RD STREET WEST OF LAKE ELMO AVENUE

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LAKE ELMO, MINNESOTA:

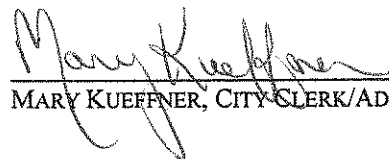
1. SUCH PROPOSED ASSESSMENT, A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF, IS HEREBY ACCEPTED SHALL CONSTITUTE THE SPECIAL ASSESSMENT AGAINST THE LANDS NAMED THEREIN, AND EACH TRACT OF LAND THEREIN INCLUDED IS HEREBY FOUND TO BE BENEFITED BY THE PROPOSED IMPROVEMENT IN THE AMOUNT OF THE ASSESSMENT LEVIED AGAINST IT.
2. SUCH ASSESSMENT SHALL BE PAYABLE IN EQUAL ANNUAL INSTALLMENTS EXTENDING OVER A PERIOD OF THREE YEARS, THE FIRST OF THE INSTALLMENTS TO BE PAYABLE ON OR BEFORE THE FIRST MONDAY IN JANUARY, 1996, AND SHALL BEAR INTEREST AT THE RATE OF EIGHT (8) PERCENT PER ANNUM FROM THE DATE OF THE ADOPTION OF THIS ASSESSMENT RESOLUTION. TO THE FIRST INSTALLMENT SHALL BE ADDED INTEREST ON THE ENTIRE ASSESSMENT FROM THE DATE OF THIS RESOLUTION UNTIL DECEMBER 31, 1995. TO EACH SUBSEQUENT INSTALLMENT WHEN DUE SHALL BE ADDED INTEREST FOR ONE YEAR ON ALL UNPAID INSTALLMENTS.
3. THE OWNER OF ANY PROPERTY SO ASSESSED MAY, AT ANY TIME PRIOR TO CERTIFICATION OF THE ASSESSMENT TO THE COUNTY AUDITOR, PAY THE WHOLE OF THE ASSESSMENT ON SUCH PROPERTY, WITH INTEREST ACCRUED TO THE DATE OF PAYMENT, TO THE CITY TREASURER, EXCEPT THAT NO INTEREST SHALL BE CHARGED IF THE ENTIRE ASSESSMENT IS PAID WITHIN 30 DAYS FROM THE ADOPTION OF THIS RESOLUTION; AND MAY, AT ANY TIME THEREAFTER, PAY TO THE CITY TREASURER THE ENTIRE AMOUNT OF THE ASSESSMENT REMAINING UNPAID, WITH INTEREST ACCRUED TO DECEMBER 31 OF THE YEAR IN WHICH SUCH PAYMENT IS MADE. SUCH PAYMENT MUST BE MADE BEFORE NOVEMBER 15 OR INTEREST WILL BE CHARGED THROUGH DECEMBER 31 OF THE NEXT SUCCEEDING YEAR.

4. THE CLERK SHALL FORTHWITH TRANSMIT A CERTIFIED DUPLICATE OF THIS ASSESSMENT TO THE COUNTY AUDITOR TO BE EXTENDED ON THE PROPERTY TAX LISTS OF THE COUNTY. SUCH ASSESSMENTS SHALL BE COLLECTED AND PAID OVER IN THE SAME MANNER AS OTHER MUNICIPAL TAXES.

ADOPTED BY THE COUNCIL THIS 17TH DAY OF OCTOBER, 1995.


KAREN JOHNSTON, ACTING MAYOR

ATTEST


MARY KUEFFNER, CITY CLERK/ADMINISTRATOR