

ORDINANCE NO. 717

AN ORDINANCE relating to the final assessment roll for local improvement district 1109 (Panattoni, Woodbrook Development); setting October 17, 2019, at 10:00 a.m. as the date and time for a hearing on the assessment roll; assigning the City of Lakewood Hearing Examiner as the officer to conduct the hearing on the assessment roll.

WHEREAS, on June 19, 2017, the City Council adopted Ordinance No. 671 forming LID 1109 (Panattoni Woodbrook Development) for the purpose of completing local improvements including half-street improvements consisting of curb, gutter, sidewalk, asphalt pavement widening (including a two-inch full street width asphalt overlay), storm drainage, street lighting, landscaping and other associated improvements along the street frontages of portions of 150th Street SW and 146th Street SW, and a full-width two-inch asphalt pavement overlay located on portions of Spring Street SW; and

WHEREAS, the local improvements authorized by LID 1109 are complete; and

WHEREAS, the final assessment roll for the local improvements has been prepared and filed with the City Clerk; and

WHEREAS, pursuant to RCW 35.44.070 a public hearing shall be held in order to confirm the final assessment roll for LID 1109; and

WHEREAS, this hearing will provide property owners an opportunity to file objections to their LID assessments, if so desired; and

WHEREAS, the City has established a Hearing examiner system under the provisions of Chapter 35A.63 RCW to hear and decide applications for land uses and other matters as specifically assigned by ordinance in Chapter 1.36 LMC.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD DO ORDAIN AS FOLLOWS:

Section 1. That October 17, 2019, at 10:00 a.m. is hereby fixed as the date and time, and the Council Chambers in Lakewood City Hall, 6000 Main Street SW, in the City of Lakewood, as the place for a public hearing on the final assessment roll for LID 1109.

Section 2. That the Hearing Examiner is assigned as the officer to conduct the hearing, and that the Hearing Examiner shall hold a hearing on the assessment roll and consider all objections filed, following which the Hearing Examiner shall make recommendations to the City Council.

Section 3. The City Clerk shall publish this Ordinance once a week for two consecutive weeks in the official newspaper of the City of Lakewood, the last publication being at least 15 days before the day fixed for the public hearing to be held in accordance with this Ordinance, providing notice to all persons who may desire to object thereto:

- (1) To make their objections in writing and to file them with the City Clerk at or prior to October 17, 2019;

- (2) That all objections to the confirmation of the assessment roll shall state clearly the grounds of objections and that all objections not made within the time and in the manner prescribed shall be conclusively presumed to have been waived;
- (3) That at the time and place fixed and at times to which the hearing may be adjourned, the City Council will sit as a board of equalization for the purpose of considering the roll;
- (4) That at the hearing the Hearing Examiner will consider the objections made and will correct, revise, raise, lower, change, or modify the roll or any part thereof or set aside the roll and order the assessment to be made de novo; and
- (5) That, following the hearing, the City Council will consider confirming the roll by ordinance.

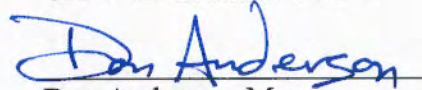
Section 4. The City Clerk shall give notice by mail at least fifteen days before the date fixed for hearing October 17, 2019 to the owner or reputed owner of the property whose name appears on the assessment roll, at the address shown on the tax rolls of the Pierce County Assessor for each item of property described on the list. The notice shall set forth the information regarding the hearing, and the opportunity for the property owner to make their objections, set forth in Section 3.

Section 5. If any sections, sentence, clause or phrase of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, or its application held inapplicable to any person, property or circumstance, such invalidity or unconstitutionality or inapplicability shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance or its application to any other person, property or circumstance.

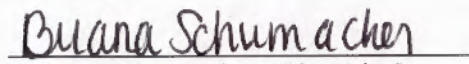
Section 6. This Ordinance shall be in full force and effect five days after the date of its publication.

PASSED by the City Council this 16th day of September, 2019.

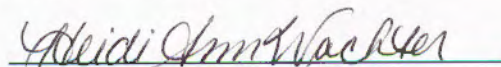
CITY OF LAKEWOOD


Don Anderson, Mayor

Attest:


Briana Schumacher, City Clerk

Approved as to form:


Heidi Ann Wachter, City Attorney