

C-LINE #62068  
CLEAR TOPPER

ORDINANCE

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330

Alderman Nelson introduced the following Ordinance:

Alderman Nelson Ordinance No. 330

AN ORDINANCE ADJUDICATING ALL QUESTIONS OF JURISDICTION AND ESTABLISHING AND CREATING THE "EAST SIDE GENERAL IMPROVEMENT DISTRICT OF THE CITY OF LAS ANIMAS, BENT COUNTY, COLORADO.

BE IT ORDAINED by the City Council of the City of Las Animas, Colorado:

Section 1. (a) It is hereby FOUND, DETERMINED AND DECLARED that at the regular meeting of the City Council of the City of Las Animas, Colorado, held on December 6, 1954, a petition duly signed was filed with and presented to said City Council asking for the formation of the "East Side General Improvement District of the City of Las Animas, Bent County, Colorado," for the purpose of installing sanitary sewers in the above described area together with necessary

in-lets, manholes, connecting mains, lifting station and such appurtenances as are necessary to connect said system with the existing system of sewers of Las Animas;

To fix, and as necessity and expedience dictate, from time to time to increase or decrease rates, tolls or charges for the service of the facilities requested to be installed, and in addition to other means of providing revenue for such district to levy and collect ad valorem taxes on and against all taxable property within the district for the purpose of defraying the cost, paying for, and for the maintenance and repair of said facilities;

To authorize and issue bonds of said district to be repaid by the property owners of said district according to the tolls, service charges and the levies of ad valorem taxes as above requested; and estimated the cost of the proposed improvements requested at \$18,000.00.

(b) It is further FOUND, DETERMINED AND DECLARED that this body on December 6, 1954~~m~~ by order set January 3, 1955, at 8:00 P.M. as the time, and the Council chambers at its office in the Municipal Building of the City of Las Animas, Colorado, as the place when and where a hearing should be held on said petition and that this body further ordered its clerk, Dan McAfee to cause notice by publication to be made of the pendency of the petition, of the purposes and boundaries of the proposed district and of the time and place of hearing thereon and that said clerk also cause copy of said notice to be mailed to each taxpaying elector at his or her last known address, as disclosed by the tax records of Bent County, Colorado.

(c) It is further FOUND, DETERMINED AND DECLARED that such notice has been given in conformity with said order and in full conformity with the requirements of Chapter 89-4, C. R. S., 1953, and that said notice contained a notice of the fact that if said district was created and debt incurred " that all the property in the district is subject to the lien of the indebtedness" and that said notice set forth the amount of the proposed indebtedness.

(d) It is further FOUND, DETERMINED AND DECLARED that said petition is signed by a majority of the taxpaying electors of said proposed district, and who own personal and real property having a total assessed value of more than one-half of the total assessed value of all the real and personal property in said district.

(e) It is further FOUND, DETERMINED AND DECLARED that the proposed improvement, construction of a sanitary sewer system, will confer a general benefit on said proposed district and that the cost of said proposed improvement will not be excessive as compared with the value of the property in the district.

(f) It is further FOUND, DETERMINED AND DECLARED that said petition has been duly signed and presented in full conformity with Act entitled

AN ACT AUTHORIZING AND PROVIDING FOR THE INCORPORATION OF PUBLIC IMPROVEMENT DISTRICTS IN CITIES AND TOWNS, THE CONSTRUCTION OR INSTALLATION OF IMPROVEMENTS THEREIN, THE FINANCING AND RE-FINANCING OF THE COST OF SUCH IMPROVEMENTS BY THE ISSUANCE OF BONDS, THE LEVY OF TAXES ON PROPERTY WITHIN SUCH DISTRICTS, AND DEFINING THE POWERS AND PURPOSES OF SUCH DISTRICTS, cited as Chapter 89-4

C.R.S., 1953, and that the allegations of said petition are true.

(g) It is further FOUND, DETERMINED AND DECLARED that this body, the City Council of the City of Las Animas, Colorado, has jurisdiction and the power to create and establish the general improvement district requested in said petition, said improvement district to be a public or quasi-municipal

sub-division of the State of Colorado and a body corporate with the proprietary powers set forth in Chapter 89-4, C, R. S., 1953.

Section 2. That a public improvement district be and the same is hereby established and created to be known as "East Side General Improvement District of the City of Las Animas, Bent County, Colorado", out of that portion of the Railroad Addition of the City of Las Animas, Colorado, bounded and described as follows, to wit:

Blocks 5, 6, 7, 8, 9, 10, 19, 20, 21, 22, 23, 24, and 35 all in said Railroad Addition in said City of Las Animas, Bent County, Colorado.

Section 3. Said "East Side General Improvement District of the City of Las Animas, Colorado" shall be a public or quasi-municipal subdivision of the State of Colorado and a body corporate with all the proprietary powers conferred by and set forth in Chapter 89-4, C. R. S., 1953, and without limiting the generality of the foregoing, including the power:

(a) To install sanitary sewers in the area described as, Blocks 5, 6, 7, 8, 9, 10, 18, 20, 21, 22, 23, 24, and 35 all in said Railroad Addition of said City of Las Animas, Bent County, Colorado.

together with necessary in-lets, manholes, connecting mains, lifting station and such appurtenances as are necessary to connect said system with the existing system of sewers of Las Animas, Colorado.

(b) To fix, and as necessity and expediency dictate, from time to time to increase or decrease rates, tolls or charges for the service of the facilities requested to be installed, and in addition to other means of providing revenue for such district to levy and collect ad valorem taxes on and against all taxable property within the district for the purposes of defraying the cost, paying for, and for the maintenance and repair of said facilities;

(c) To authorize and issue bonds of said district to be repaid by the property owners of said district according to the tolls, service charges and the levies of ad valorem taxes above authorized.

Section 4. It is hereby FOUND, DETERMINED AND DECLARED that this ordinance is necessary for the immediate preservation of the public peace, health and safety, and shall take effect from and after five days after the second and last publication hereof.

Introduced, read and adopted on first reading and ordered published at a regular meeting of the City Council of the City of Las Animas, Colorado, this third (3rd) day of January, 1955.

C-LINE #62033  
CLEAR TOPPER

*Handwritten notes:*  
P.L. 1-10-55  
Jan 7-55  
Jan 21-55

Attest: *[Signature]*  
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City Clerk

Approved: *[Signature: A. J. Coffey]*  
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Mayor